

## **PHASE I ENVIRONMENTAL SITE ASSESSMENT REPORT**

**CANYON CREEK PLAZA**  
5601-5667 Silver Creek Valley Road  
San Jose, California 95138

January 11, 2012  
Partner Project No. 11-84351.2



Prepared for

**WOODMEN OF THE WORLD LIFE INSURANCE SOCIETY  
AND/OR OMAHA WOODMEN LIFE INSURANCE  
SOCIETY**  
c/o Barry Slatt Mortgage  
1350 Old Bayshore Highway, Ste 450  
Burlingame, California 94010

January 11, 2011

Woodman of the World Life Insurance Society and/or Omaha Woodmen Life Insurance Society  
c/o Barry Slatt Mortgage  
1350 Old Bayshore Highway, Suite 450  
Burlingame, California 94010

Subject: Phase I Environmental Site Assessment  
5601-5667 Silver Creek Valley Road  
San Jose, California 95138  
Partner Project No. 11-84351.2

Partner Engineering and Science, Inc. (Partner) is pleased to provide the results of the *Phase I Environmental Site Assessment* (Phase I ESA) report of the abovementioned address (the “subject property”). This assessment was performed in general conformance with the scope and limitations as detailed in the ASTM Practice E1527-05 Standard Practice for Environmental Site Assessments: Phase I Environmental Site Assessment Process.

This assessment included a site reconnaissance as well as research and interviews with representatives of the public, property ownership, site manager, and regulatory agencies. An assessment was made, conclusions stated, and recommendations outlined.

We appreciate the opportunity to provide environmental services to Woodman of the World Life Insurance Society and/or Omaha Woodmen Life Insurance Society. If you have any questions concerning this report, or if we can assist you in any other matter, please contact me at (214) 666-6800 or [summer@partneresi.com](mailto:summer@partneresi.com).

Sincerely,



Summer D. Gell  
Principal

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## EXECUTIVE SUMMARY

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Partner Engineering and Science, Inc. (Partner) has performed a Phase I Environmental Site Assessment (ESA) in general accordance with the scope of work and limitations of ASTM Standard Practice E1527-05, the Environmental Protection Agency Standards and Practices for All Appropriate Inquiries (AAI) (40 CFR Part 312) and set forth by Woodman of the World Life Insurance Society and/or Omaha Woodmen Life Insurance Society for the property located at 5601-5667 Silver Creek Valley Road in the City of San Jose, Santa Clara County, California (the “subject property”). The Phase I Environmental Site Assessment is designed to provide Woodman of the World Life Insurance Society and/or Omaha Woodmen Life Insurance Society with an assessment concerning environmental conditions (limited to those issues identified in the report) as they exist at the subject property.

### *Property Description*

The subject property is located on the southwestern side of Silver Creek Valley Road at Beaumont Canyon Drive within a mixed commercial and residential area of San Jose, California. Please refer to the table below for further description of the subject property:

<b>Address:</b>	5601-5667 Silver Creek Valley Road
<b>Assessor’s Parcel Number (APN):</b>	679-29-006 and -007
<b>Nature of Use:</b>	Commercial
<b>Number of Buildings:</b>	Three: Building 1 (5667), Building 2 (5623-5665), Building 3 (5601-5617):
<b>Number of Floors:</b>	One with Mezzanine (Building 1)/Two (Building 2)/One (Building 3)
<b>Type of Construction:</b>	Wood-Frame on Concrete Slab
<b>Building Square Footage (SF):</b>	Building 1: 29,335 SF Building 2: 21,347 SF Building 3: 12,380 SF
<b>Land Acreage (Ac):</b>	8.35 Ac
<b>Date of Construction:</b>	2000
<b>Current Tenants:</b>	<b>Building 1 (5667):</b> New Leaf Community Market <b>Building 2 (5623-5665):</b> Megabyte Pizza (5623), Canyon Creek Cleaners (5631), Mexico Lindo (5635), Edelweiss Music Studio (5645, Ste 200), Silver Creek Orthodontics (5645, Ste 201), Vacant (5645, Ste 208) Shelter Bay Retail Group (3645, Ste 216), 5645, Ste 220), Starbucks Coffee (5651), Postal Annex (5655), Silver Creek Hair & Nails (5659), and Ginga Sushi

(5665)

**Building 3 (5601-5619):** Comerica (5601), Intero Real Estate Services (5609-5613), Canyon Creek Pet Hospital (5617), Silver Creek Academy (5619)

The subject property is currently occupied by multiple shopping center tenants for commercial use. Onsite operations consist of typical grocery store (currently under construction), restaurant, drop-off dry cleaner, office, dental office, retail, beauty salon, and veterinary clinic activities. In addition to the current structures, the subject property is also improved with asphalt-paved parking areas and associated landscaping.

According to available historical sources, the subject property was formerly undeveloped as early as 1939. In 1982, a small structure, possibly a ranch house, appeared onsite. The building was removed by 1998. The subject property was developed with the current three-building shopping center from 1999 to 2000.

The immediately surrounding properties consist of residences and Beaumont Canyon Drive beyond Silver Creek Valley Road to the northeast; Silver Creek and vacant land to the southwest beyond which are residences; and residences to the northwest.

According to local groundwater studies and topographic interpretation, the depth and direction of groundwater in the vicinity of the subject property is inferred to be present at approximately 17 to 50 feet below ground surface (bgs) and flow toward the southwest.

### ***Findings***

A *recognized environmental condition (REC)* refers to the presence or likely presence of any hazardous substance or petroleum product on a property under conditions that indicate an existing release, a past release, or a material threat of a release of any hazardous substances or petroleum products into structures on the property or into the ground, groundwater, or surface water of the property. The term REC includes hazardous substances and petroleum products even under conditions that might be in compliance with laws. The term is not intended to include "de minimis" conditions that do not present a threat to human health and/or the environment and that would not be subject to an enforcement action if brought to the attention of appropriate governmental agencies. The following was identified during the course of this assessment:

- Partner did not identify any recognized environmental conditions during the course of this assessment.

A *historical recognized environmental condition (HREC)* refers to an environmental condition which would have been considered a REC in the past, but which is no longer considered a REC based on subsequent assessment or regulatory closure. The following was identified during the course of this assessment:

- Partner did not identify any historical recognized environmental conditions during the course of this assessment.

An *environmental issue* refers to environmental concerns identified by Partner, which do not qualify as RECs; however, require discussion. The following was identified during the course of this assessment:

- Partner did not identify any environmental issues during the course of this assessment.

### ***Conclusions, Opinions and Recommendations***

Partner has performed a Phase I Environmental Site Assessment in conformance with the scope and limitations of ASTM Practice E1527-05 of 5601-5667 Silver Creek Valley Road in the City of San Jose, Santa Clara County, California (the “subject property”). Any exceptions to or deletions from this practice are described in Section 1.5 of this report.

This assessment has revealed no evidence of recognized environmental conditions or environmental issues in connection with the subject property. Based on the conclusions of this assessment, Partner recommends no further investigation of the subject property at this time.

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## 1.0 INTRODUCTION

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Partner Engineering and Science, Inc. (Partner) has performed a Phase I Environmental Site Assessment (ESA) in general conformance with the scope and limitations of ASTM Standard Practice E1527-05 and the Environmental Protection Agency Standards and Practices for All Appropriate Inquiries (AAI) (40 CFR Part 312) for the property located at 5601-5667 Silver Creek Valley Road in the City of San Jose, Santa Clara County, California (the “subject property”). Any exceptions to, or deletions from, this scope of work are described in the report.

### 1.1 Purpose

The purpose of this ESA is to identify existing or potential Recognized Environmental Conditions (as defined by ASTM Standard E-1527-05) affecting the subject property that: 1) constitute or result in a material violation or a potential material violation of any applicable environmental law; 2) impose any material constraints on the operation of the subject property or require a material change in the use thereof; 3) require clean-up, remedial action or other response with respect to Hazardous Substances or Petroleum Products on or affecting the subject property under any applicable environmental law; 4) may affect the value of the subject property; and 5) may require specific actions to be performed with regard to such conditions and circumstances. The information contained in the ESA Report will be used by Client to: 1) evaluate its legal and financial liabilities for transactions related to foreclosure, purchase, sale, loan origination, loan workout or seller financing; 2) evaluate the subject property’s overall development potential, the associated market value and the impact of applicable laws that restrict financial and other types of assistance for the future development of the subject property; and/or 3) determine whether specific actions are required to be performed prior to the foreclosure, purchase, sale, loan origination, loan workout or seller financing of the subject property.

This ESA was performed to permit the *User* to satisfy one of the requirements to qualify for the innocent landowner, contiguous property owner, or bona fide prospective purchaser limitations on scope of Comprehensive Environmental Response, Compensation and Liability Act (CERCLA) (42 U.S.C. §9601) liability (hereinafter, the “*landowner liability protections*,” or “*LLPs*”). ASTM Standard E-1527-05 constitutes “*all appropriate inquiry* into the previous ownership and uses of the *property* consistent with good commercial or customary practice” as defined at 42 U.S.C. §9601(35)(B).

### 1.2 Scope of Work

The scope of work for this ESA is in general accordance with the requirements of ASTM Standard E 1527-05. This assessment included: 1) a property and adjacent site reconnaissance; 2) interviews with key personnel; 3) a review of historical sources; 4) a review of regulatory agency records; and 5) a review of a regulatory database report provided by a third-party vendor.



If requested by Client, this report may also include the identification, discussion of, and/or limited sampling of asbestos-containing materials (ACMs), lead-based paint (LBP), mold, and/or radon.

### **1.3 Limitations**

Partner warrants that the findings and conclusions contained herein were accomplished in accordance with the methodologies set forth in the Scope of Work. These methodologies are described as representing good commercial and customary practice for conducting an ESA of a property for the purpose of identifying recognized environmental conditions. There is a possibility that even with the proper application of these methodologies there may exist on the subject property conditions that could not be identified within the scope of the assessment or which were not reasonably identifiable from the available information. Partner believes that the information obtained from the record review and the interviews concerning the subject property is reliable. However, Partner cannot and does not warrant or guarantee that the information provided by these other sources is accurate or complete. The conclusions and findings set forth in this report are strictly limited in time and scope to the date of the evaluations. The conclusions presented in the report are based solely on the services described therein, and not on scientific tasks or procedures beyond the scope of agreed-upon services or the time and budgeting restraints imposed by the Client. No other warranties are implied or expressed.

Some of the information provided in this report is based upon personal interviews, and research of available documents, records, and maps held by the appropriate government and private agencies. This report is subject to the limitations of historical documentation, availability, and accuracy of pertinent records, and the personal recollections of those persons contacted.

This practice does not address requirements of any state or local laws or of any federal laws other than the all appropriate inquiry provisions of the LLPs. Further, this report does not intend to address all of the safety concerns, if any, associated with the subject property.

Environmental concerns, which are beyond the scope of a Phase I ESA as defined by ASTM include the following: ACMs, LBP, radon, and lead in drinking water. These issues may affect environmental risk at the subject property and may warrant discussion and/or assessment; however, are considered non-scope issues. If specifically requested by the Client, these non-scope issues are discussed in Section 6.3.

### **1.4 User Reliance**

Woodman of the World Life Insurance Society and/or Omaha Woodmen Life Insurance Society engaged Partner to perform this assessment in accordance with an agreement governing the nature, scope and purpose of the work as well as other matters critical to the engagement. All reports, both verbal and written, are for the sole use and benefit of Woodman of the World Life Insurance Society and/or Omaha Woodmen Life Insurance Society. Either verbally or in writing, third parties may come into possession of this report or all or part of the information generated as a result of this work. In the absence of a written agreement with Partner granting such rights, no third parties shall have rights of recourse or recovery whatsoever under any course of action

against Partner, its officers, employees, vendors, successors or assigns. Any such unauthorized user shall be responsible to protect, indemnify and hold Partner, Client and their respective officers, employees, vendors, successors and assigns harmless from any and all claims, damages, losses, liabilities, expenses (including reasonable attorneys' fees) and costs attributable to such Use. Unauthorized use of this report shall constitute acceptance of and commitment to these responsibilities, which shall be irrevocable and shall apply regardless of the cause of action or legal theory pled or asserted. Additional legal penalties may apply.

### **1.5 Limiting Conditions**

The findings and conclusions contain all of the limitations inherent in these methodologies that are referred to in ASTM E1527-05.

Specific limitations and exceptions to this ESA are more specifically set forth below:

- Interviews with past owners, operators and occupants were not reasonably ascertainable and thus constitute a data gap. Based on information obtained from other historical sources (as discussed in Section 3.0), this data gap is not expected to alter the findings of this assessment.
- Partner inspected approximately 29% of all interior units (Canyon Creek Pet Hospital (5617) Canyon Creek Cleaners (5631), Shelter Creek Orthodontics (5645, Ste 201), a vacant office (5645, Ste 208), and New Leaf Community Market (5667)) and all common areas. Based on the size and nature of use of the uninspected units (restaurant, office, retail, and beauty salon), this limited method of inspection is not expected to alter the overall findings of this assessment.

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## 2.0 SITE DESCRIPTION

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### 2.1 Site Location and Legal Description

The subject property is located on the southwestern side of Silver Creek Valley Road at Beaumont Canyon Drive within a mixed commercial and residential area of San Jose, California. Please refer to the table below for further description of the subject property:

<b>Address:</b>	5601-5667 Silver Creek Valley Road
<b>Assessor's Parcel Number (APN):</b>	679-29-006 and -007
<b>Nature of Use:</b>	Commercial
<b>Number of Buildings:</b>	Three: Building 1 (5667), Building 2 (5623-5665), Building 3 (5601-5617):
<b>Number of Floors:</b>	One with Mezzanine (Building 1)/Two (Building 2)/One (Building 3)
<b>Type of Construction:</b>	Wood-Frame on Concrete Slab
<b>Building Square Footage (SF):</b>	Building 1: 29,335 SF Building 2: 21,347 SF Building 3: 12,380 SF
<b>Land Acreage (Ac):</b>	8.35 Ac
<b>Date of Construction:</b>	2000
<b>Current Tenants:</b>	<b>Building 1 (5667):</b> New Leaf Community Market <b>Building 2 (5623-5665):</b> Megabyte Pizza (5623), Canyon Creek Cleaners (5631), Mexico Lindo (5635), Edelweiss Music Studio (5645, Ste 200), Silver Creek Orthodontics (5645, Ste 201), Vacant (5645, Ste 208) Shelter Bay Retail Group (3645, Ste 216), 5645, Ste 220), Starbucks Coffee (5651), Postal Annex (5655), Silver Creek Hair & Nails (5659), and Ginga Sushi (5665) <b>Building 3 (5601-5619):</b> Comerica (5601), Intero Real Estate Services (5609-5613), Canyon Creek Pet Hospital (5617), Silver Creek Academy (5619)

The subject property is currently occupied by multiple shopping center tenants for commercial use. Onsite operations consist of typical grocery store (currently under construction), restaurant, drop-off dry cleaner, office, dental office, retail, beauty salon, and veterinary clinic activities. In addition to the current structures, the subject property is also improved with asphalt-paved parking areas and associated landscaping.

According to the Santa Clara County Assessor, the subject property is currently vested in Canyon Creek Plaza.

Please refer to Figure 1: Site Location Map, Figure 2: Topographic Map, Figure 3: Site Plan, and Appendix A: Site Photographs for the location and site characteristics of the subject property.

## 2.2 Current Property Use

The subject property is currently occupied by multiple shopping center tenants for commercial use. Onsite operations consist of typical grocery store (currently under construction), restaurant, drop-off dry cleaner, office, dental office, retail, beauty salon, and veterinary clinic activities.

The subject property is designated for commercial development by the City of San Jose is considered a legal use in its current configuration.

The subject property was identified in the ERNS, CHMIRS, and San Jose Hazardous materials databases in the regulatory database report of Section 4.2.

## 2.3 Current Use of Adjoining Properties

The subject property is located within a mixed commercial and residential area of San Jose, California. During the vicinity reconnaissance, Partner observed the following land use on properties in the immediate vicinity of the subject property:

### *Immediately surrounding properties*

<b>Northeast:</b>	Residences and Beaumont Canyon Drive beyond Silver Creek Valley Road
<b>Southwest:</b>	Silver Creek and Vacant Land beyond which are Residences
<b>Northwest:</b>	Residences
<b>Southeast</b>	Silver Creek Valley Road beyond which is vacant land

No adjacent properties were identified in the regulatory database report of Section 4.2.

## 2.4 Physical Setting Sources

### 2.4.1 Topography

The United States Geological Survey (USGS), *San Jose East, California* Quadrangle 7.5-minute series topographic map (1978, revised 1980) was reviewed for this ESA. According to the contour lines on the topographic map, the subject property is located at approximately 346 feet above mean sea level (MSL). The contour lines in the area of the subject property indicate the area is sloping moderately toward the west-southwest. The subject property is depicted as undeveloped.

Please refer to Figure 2: Topographic Map.

## **2.4.2 Hydrology**

According to topographic map interpretation, the direction of groundwater in the vicinity of the subject property is inferred to flow toward the west-southwest. The nearest surface water in the vicinity of the subject property is the Silver Creek located approximately 50 feet to the southwest of the subject property. No settling ponds, lagoons, surface impoundments, wetlands or natural catch basins were observed at the subject property during this assessment.

According to available information, a public water system operated by the San Jose Municipal Water System serves the subject property vicinity, which is designated as the Evergreen Service Area. Water for the subject property and surrounding area is imported water purchased from the Santa Clara Valley Water District, (SCVWD). SCVWD surface water is mainly imported from the South Bay Aqueduct, lake Del Valle, and San Luis Reservoir, which all draw water from the Sacramento-San Joaquin Delta watershed. SCVWD local surface water sources include Anderson and Calero reservoirs. Water from imported and local sources is pumped to and treated at the Santa Teresa Water Treatment Plant in San José.

According to local groundwater studies, the depth of groundwater in the vicinity of the subject property is inferred to be present at approximately 17 to 50 feet below ground surface (bgs).

## **2.4.3 Geology/Soils**

The subject property is situated within the Coast Range physiographic province of the State of California. The Coast Ranges, extend approximately 600 miles from the Oregon Border to the Santa Ynez River near Santa Barbara, are characterized by elongated ranges and narrow valleys that are approximately parallel to the coast. Structural features, including faults and synclinal folds, largely control topography in the province and reflect both previous and existing regional tectonic regimes.

Based on information obtained from the USDA Natural Resources Conservation Service Web Soil Survey online database, the northwestern portion of the subject property is mapped as Montara-Santerhill complex slopes 9 to 15 percent; the southwestern portion of the subject property is mapped as Urbanland Flaskan complex, slopes 2 to 9 percent; and the southeastern portion of the subject property is mapped as Urbanland-Santerhill-Montara complex, 9 to 15 percent.

## **2.4.4 Flood Zone Information**

Partner performed a review of the Flood Insurance Rate Map, published by the Federal Emergency Management Agency. According to Community Panel Number 06085C0267H, dated May 18, 2009, the subject property appears to be located in Zone X, an area located outside of the 100-year and 500-year flood plains.

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### 3.0 HISTORICAL INFORMATION

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Partner obtained historical use information about the subject property from a variety of sources. A chronological listing of the historical data found is summarized in the table below:

#### *Historical Use Information*

Period/Date	Source	Description/Use
1939- 1974	Aerial Photographs, Building Records, City Directories, Topographic Maps, Interviews, Previous Report	Undeveloped
1982	Aerial Photograph	Residential/Agricultural
1999-Present	Aerial Photographs, City Directories, Building Records, Interviews, Onsite Observations	Commercial

According to available historical sources, the subject property was formerly undeveloped as early as 1939. In 1982, a small structure, possibly a ranch house, appeared onsite. The building was removed by 1998. The subject property was developed with the current three-building shopping center from 1999 to 2000. No potential environmental concerns were identified in association with the current or historic use of the subject property.

#### 3.1 Aerial Photograph Review

On January 4, 2012, Partner obtained available aerial photographs of the subject property and surrounding area from Environmental Data Resources, Inc. (EDR) and Google Earth. The aerial photographs were reviewed for indications of previous uses, as discussed below:

**Date:** 1939, 1948 **Scale:** 1"= 555', 655'

The subject property appears to be undeveloped.

The adjacent properties appear to be undeveloped, with the exception of Silver Creek Valley Road to the northeast. A tributary is depicted along the eastern boundary of the property.

**Date:** 1956 **Scale:** 1"= 555'

No significant changes appear at the subject property.

The adjacent property to the northwest appears to be mowed and/or developed for agricultural use. No other significant changes appeared at the adjacent properties.

**Date:** 1965, 1975 **Scale:** 1"= 333', 555'

No significant changes appear at the subject property.

The adjacent property to the northwest appears to be developed with two buildings (likely ranch houses). No other significant changes appeared at the adjacent properties.

**Date:** 1982 **Scale:** 1"= 690'

A small structure, possibly a ranch house, appears at the center of the subject property.

No significant changes appear at the adjacent properties.

**Date:** 1998

**Scale:** 1"= 500'

The former structure is no longer visible on the subject property and the subject property appears to have been graded for development.

No significant changes appear at the adjacent property to the northwest. Residences and Beaumont Canyon Drive appear to have been constructed to the northeast. Residences appear developed beyond Silver Creek and vacant land to the southwest.

**Date:** 2000, 2003, 2005, 2006, 2011

**Scale:** 1"= Unknown, 500'

The subject property appears to be developed with the current three shopping center buildings.

No significant changes appear at the adjacent properties.

Copies of select aerial photographs are included in Appendix B of this report.

### 3.2 Sanborn Fire Insurance Maps

Sanborn maps were originally created in the late 1800s and early 1900s for assessing fire insurance liability in urbanized areas of the United States. These maps include detailed town and building information.

Partner reviewed Sanborn Fire insurance maps obtained from EDR's collection on December 29, 2011. Sanborn map coverage was not available for the subject property. A copy of the no coverage letter is included in Appendix B of this report.

### 3.3 City Directories

City directories have been produced for most urban and some rural areas since the late 1800s. The directories are generally not comprehensive and may contain gaps in time periods.

Partner reviewed historical city directories obtained from Cupertino Public Library on January 5, 2012 for past names and businesses that were listed for the subject property and adjacent properties. The findings are presented in the following table:

*City Directory Search for 5601-5667 Silver Creek Valley Road (Subject Property)*

Year(s)	Occupant Listed
1926, 1931, 1935, 1940, 1945, 1949, 1955, 1960, 1966, 1975, 1980, 1985, 1990, 1995	Silver Creek Valley Road- Not Listed
2000	5601 Silver Creek Valley Road - Canyon Creek Plaza
2005	5601 Silver Creek Valley Road - Blockbuster Video 5609 Silver Creek Valley Road - Windemere Silicon Valley Property 5617 Silver Creek Valley Road - Old Republic Title Company 5623 Silver Creek Valley Road - Megabyte Pizza Company 5627 Silver Creek Valley Road - Monique's Draperies

Year(s)	Occupant Listed
	5631 Silver Creek Valley Road - <b>Canyon Creek Cleaners</b> 5645 Silver Creek Valley Road - Hamada Family Dentistry, Stepovich Orthodontics 5651 Silver Creek Valley Road - Starbuck Coffee 5655 Silver Creek Valley Road - Joseph L Easley Construction, Inc., Postal Annex 5659 Silver Creek Valley Road - Moda's Salon & Spa 5665 Silver Creek Valley Road - Gin Ga Sushi 5667 Silver Creek Valley Road - Consentino's Market
2010	5601 Silver Creek Valley Road - Comerica Bank Offices 5609 Silver Creek Valley Road - Windemere Silicon Valley Property, Nguyen Vince 5617 Silver Creek Valley Road - Vacant 5623 Silver Creek Valley Road - Megabyte Pizza Company 5627 Silver Creek Valley Road - Vacant 5631 Silver Creek Valley Road - <b>Canyon Creek Cleaners</b> 5635 Silver Creek Valley Road - El Patron 5645 Silver Creek Valley Road - Global Industry Analysis, Inc., Hamada Family Dentistry, Stepovich Orthodontics 5651 Silver Creek Valley Road - Starbuck Coffee 5655 Silver Creek Valley Road - A Waterdogs Pool Service, Joseph L Easley Construction, Inc., Postal Annex, Stellar Mortgage Services, Inc. 5659 Silver Creek Valley Road - Moda's Salon & Spa 5665 Silver Creek Valley Road - Gin Ga Sushi 5667 Silver Creek Valley Road - Vacant

According to the city directory review, the subject property has been occupied by numerous commercial tenants since 2000 including Canyon Creek Cleaners (2005-2010). Canyon Creek Cleaners is a drop-off dry cleaning facility only (as observed during the site visit and as indicated by Mr. Ed Albelite, representative of the owner of the subject property. Based on the lack of hazardous materials used onsite as part of the dry cleaning facility, this tenant is not anticipated to represent a significant environmental concern. No other environmentally sensitive listings were identified at the subject property.

*City Directory Search for Adjacent Properties*

Year(s)	Occupant Listed
1926, 1931, 1935, 1940, 1945, 1949, 1955, 1960, 1966, 1975, 1980, 1985, 1990, 1995	Not Listed
2000, 2005, 2010	Residential

Based on the city directory review, no environmentally sensitive listings were identified for the adjoining property addresses.



### 3.4 Historical Topographic Maps

Partner reviewed a historical topographic map obtained from USGS's collection on January 5, 2012. A topographic map was available and reviewed for the year 1978 (revised 1980), as discussed below:

**Date:** 1978 (revised 1980)

The subject property is depicted as undeveloped.

The adjacent properties are also depicted as undeveloped with the exception of Silver Creek Road to the northeast, and a water tank to the northwest.

A copy of reviewed topographic map is included as Figure 2 of this report.

Copies of reviewed topographic maps are included in Appendix B of this report.

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## **4.0 REGULATORY RECORDS REVIEW**

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### **4.1 Regulatory Agencies**

Partner contacted local agencies, such as environmental health departments, fire departments and building departments in order to determine any current and/or historic hazardous materials usage, storage and/or releases of hazardous substances on the subject property. Additionally, Partner researched information on the presence of activity and use limitations (AULs) at these agencies. As defined by ASTM E1527-05, AULs are the legal or physical restrictions or limitations on the use of, or access to, a site or facility: 1) to reduce or eliminate potential exposure to hazardous substances or petroleum products in the soil or groundwater on the subject property; or 2) to prevent activities that could interfere with the effectiveness of a response action, in order to ensure maintenance of a condition of no significant risk to public health or the environment. These legal or physical restrictions, which may include institutional and/or engineering controls (IC/ECs), are intended to prevent adverse impacts to individuals or populations that may be exposed to hazardous substances and petroleum products in the soil or groundwater on the property.

#### ***4.1.1 Health Department***

Partner requested records from the Santa Clara County Environmental Health, County Hazardous Materials Compliance Division (SCCEH-CHMCD) on December 20, 2011 for the subject property. These records may contain evidence indicating current and/or historical hazardous materials usage, storage or releases, as well as the presence of USTs.

No records regarding hazardous materials use or the presence of AULs on the subject property were on file with the SCCEH-CHMCD.

#### ***4.1.2 Fire Department***

Partner requested records from the San Jose Fire Department (SJFD) on December 20, 2011 for the subject property. These records may contain evidence indicating current and/or historical hazardous materials usage, storage or releases, as well as the presence of USTs.

According to records reviewed, the subject property was developed with the current shopping center in 1999 and 2000. In 1999 and 2000, compressed gases were noted to be stored at Consentino's Market. No other issues of environmental concern were noted in the fire department records.

#### ***4.1.3 Air Quality Management District***

Partner requested information from the Bay Area Air Quality Management District (BAAQMD) on December 20, 2011 for information regarding any Permits to Operate (PTO), Notices of

Violation (NOV), or Notices to Comply (NTC) records for the subject property related to air emission equipment, which may include dry cleaning machines and USTs.

No PTOs, NOV, NTCs or the presence of AULs were on file for the subject property with the BAAQMD.

#### **4.1.4 Regional Water Quality Control Board**

Partner researched the Regional Water Quality Control Board (RWQCB) online database (GeoTracker) on December 20, 2011 for information regarding any releases to the subsurface which may have impacted or threatened a body of water.

No records regarding a release or the presence of AULs on the subject property were on file with the RWQCB.

#### **4.1.5 Department of Toxic Substances Control**

Partner researched the Department of Toxic Substances Control (DTSC) online databases (Envirostor and HWTS) on December 20, 2011 for the subject property. These records may contain evidence indicating current and/or historical hazardous materials usage, storage or releases.

No records regarding a release or the presence of AULs on the subject property were on file with the DTSC.

#### **4.1.6 Building Department**

Partner reviewed the San Jose Building Department (SJBD) records on January 5, 2012 for information regarding historical tenants and property use of the subject property. The following table contains a listing of permits reviewed:

*Building Records Reviewed for 5601-5667 Silver Creek Valley Road (Subject Property)*

<b>Year(s)</b>	<b>Owner/Applicant</b>	<b>Address</b>	<b>Description</b>
1998	Canyon Creek Plaza	5601	Build new 12,400 SF retail store building shell only
1999	Canyon Creek Plaza	5609	Plumbing for 3,312 SF shell only
1999	Canyon Creek Plaza	5617	Build new 12,400 SF Retail Store Building Shell Only
1999	Canyon Creek Plaza	5613	Plumbing for 2,142 SF shell only
1999	Canyon Creek Plaza	5623	Build new 12,400 SF retail store building shell only
1999	Canyon Creek Plaza	5627	Rough plumbing for shell
1999	Canyon Creek Plaza	5655	Plumbing for shell space
1999	Consentinos	5667	Construct new mezzanine in supermarket
<b>2000</b>	<b>Canyon Creek Cleaners</b>	<b>5631</b>	<b>Interior finish for dry clean pick up</b>
2000	Mexico Lindo	5635	Interior finish for restaurant
2000	Mexico Lindo	5635	Install 1,500-gallon grease interceptor
2000	Hamada Office	5645	Tenant improvements for dental office
2000	Starbucks	5651	Tenant improvements for brand new building

Year(s)	Owner/Applicant	Address	Description
2000	Postal Annex	5655	Tenant Improvement
2000	Gin Ga Sushi	5665	Tenant improvements for sushi restaurant
2000		5665	Install new equipment cabinet and 2 cellular antennas
2000		5659	Tenant improvements hair salon
2000	Fred Sands Realty	5609	Tenant improvements for office
2000	Learning Express	5617	Tenant improvements for toy store
2001	Hamada Office	5645	Tenant improvements for dental office
2004	Canyon Creek Plaza	5619	Add 1,492 SF office addition to be occupied by Canyon Creek Plaza LLP (owner)
2006	Nextel	5609	Locate new cell site, new cabinets at ground level
2006	Situs	5655	Cell site installation
2006	T-Mobile	5665	Install new equipment for cell site
2010	Canyon Creek Pet Hospital	5617	Tenant improvements for pet hospital
2010	AT&T	5635	Install cell phone tower equipment
2011	New Leaf Market	5667	Remodel for New Leaf Community Market formerly Consentino's Market

According to records reviewed, the subject property was developed with the current structures in 1999. Tenant improvements began shortly after construction was completed. In 2000, a permit was issued for a drop-off dry cleaning facility. No on-site cleaning was to be conducted onsite. Based on the lack of hazardous materials used onsite as part of the dry cleaning facility, this tenant is not anticipated to represent a significant environmental concern. No other environmentally sensitive issues were identified at the subject property.

#### ***4.1.7 Planning Department***

Partner reviewed the records at the San Jose Planning Department (SJPD) on January 5, 2011 for information on the subject property in order to identify AULs associated with the subject property.

According to records reviewed, the subject property is zoned APD for planned development by the City of San Jose and is considered a legal use in its current configuration.

#### ***4.1.8 Oil & Gas Exploration***

The California Division of Oil, Gas and Geothermal Resources (DOGGR) maps contain information regarding oil and gas development. According to DOGGR, no oil or gas wells are located on or adjacent to the subject property.

## **4.2 Mapped Database Records Search**

Information from standard federal, state, county, and city environmental record sources was provided by Environmental Data Resources, Inc. (EDR). Data from governmental agency lists are updated and integrated into one database, which is updated as these data are released. The information contained in this report was compiled from publicly available sources and the

locations of the sites are plotted utilizing a geographic information system, which geocodes the site addresses. The accuracy of the geocoded locations is approximately +/-300 feet. Please refer to the radius map for a complete listing (Appendix C).

The subject property was identified in the ERNS, CHMIRS, and San Jose Hazardous materials databases in the regulatory database report.

- The subject property at 5601 Silver Creek Valley Road is listed in the ERNS database for an equipment failure which occurred on October 11, 2010. This site is also referred to under a CHMIRS listing for the same release which occurred in October 2010. The equipment failure resulted in approximately 20 gallons of non-polychlorinated biphenyl (PCB) mineral oil discharged from an underground enclosure switch. The responsible party was identified as Pacific Gas & Electric (PG&E), who would pump the oil and water out of the vault. Based on the relatively small quantity and the non-hazardous nature of the material released, and the corrective action, this listing is not expected to represent a recognized environmental condition to the subject property.
- The subject property, at 5667 Silver Creek Valley Road is listed as a CHMIRS site for approximately 100 gallons of milk that was spilled from a delivery truck which entered the storm drain in April 2008. San Jose Fire Hazmat and Santa Clara County Health Department are listed as the regulatory agencies. Based the non-hazardous nature of the material released, this listing is not anticipated to represent a recognized environmental condition to the subject property.
- Nextel CA 0819 and Sprint SF73XC808, were listed in the San Jose hazardous materials database. Presumably these listings are for the cell phone sites that are located on the subject property. According to Mr. Abelite, the cell phone equipment is not associated with diesel-powered generators. Each of cell phone sites are equipped with back-up batteries. Based on the absence of significant quantities of hazardous materials associated with the cell phone sites, these listing are not anticipated to represent a recognized environmental condition to the subject property.

The adjacent properties were not identified in the regulatory database report.

### ***Federal NPL***

The National Priorities List (NPL) is the Environmental Protection Agency (EPA) database of uncontrolled or abandoned hazardous waste sites identified for priority remedial actions under the Superfund Program.

No NPL sites are located within 1-mile of the subject property.

### ***Federal CERCLIS List***

The Comprehensive Environmental Response, Compensation and Liability Information System (CERCLIS) list is a compilation of sites that the EPA has investigated or is currently investigating for a release or threatened release of hazardous substances.

No CERCLIS sites are listed within ½-mile of the subject property.

### ***Federal CERCLIS-NFRAP Sites List***

The CERCLIS No Further Remedial Action Planned (NFRAP) List is a compilation of sites that the EPA has investigated, and has determined that the facility does not pose a threat to human health or the environment, under the CERCLA framework.

No CERCLIS-NFRAP sites are listed within ½-mile of the subject property.

### ***Federal RCRA Generator List***

The EPA Resource Conservation and Recovery Act (RCRA) Program RCRA program identifies and tracks hazardous waste from the point of generation to the point of disposal. The RCRA Generators database is a compilation by the EPA of reporting facilities that generate hazardous waste.

No RCRA Generator facilities are listed within ¼-mile of the subject property.

### ***Federal RCRA CORRACTS Facilities List***

The RCRA CORRACTS database is the EPA's list of TSD facilities subject to corrective action under RCRA.

No RCRA CORRACTS facilities are listed within 1-mile of the subject property.

### ***Federal Resource Conservation and Recovery Act (RCRA) TSD Facilities List***

The RCRA Treatment, Storage and Disposal (TSD) database is a compilation by the EPA of reporting facilities that treat, store or dispose of hazardous waste.

No RCRA TSD sites are listed within ½-mile of the subject property.

### ***Federal Institutional Controls/Engineering Controls (IC/EC)***

The Federal IC/EC database is designed to assist the EPA in collecting, tracking, and updating information, as well as reporting on the major activities and accomplishments of the various Brownfield grant programs. The IC/EC sites are superfund sites that have either engineering or an institutional control in place. The data includes the control and the media contaminated.

No Federal IC/EC sites were found within ½-mile of the subject property.

### ***Federal Emergency Notification System (ERNS)***

The Emergency Response Notification System (ERNS) is a national database used to collect information or reported release of oil or hazardous substances.

One ERNS site is listed on or adjacent to the subject property. This site was previously discussed above.

### ***State/Tribal Sites (RESPONSE)***

The California DTSC maintains a State Priority List (RESPONSE) of sites considered to be actually or potentially contaminated.

No RESPONSE sites are listed within 1-mile of the subject property.

### ***State/Tribal Equivalent CERCLIS (ENVIROSTOR) Sites***

The California DTSC compiles a list of state hazardous waste sites equivalent to CERCLIS. These sites may or may not already be listed on the federal CERCLIS list.

No ENVIROSTOR sites are reported within 1-mile of the subject property.

### ***Solid Waste/Landfill Facilities (SWLF)***

A database of SWLF is prepared by the California Integrated Waste Management Board (CIWMB).

No SWLF facilities are listed within ½-mile of the subject property.

### ***State Leaking Underground Storage Tank List (LUST)***

The California Water Resources Control Board (WRCB) compiles lists of all leaks of hazardous substances from underground storage tanks.

No LUST sites are listed within ½-mile of the subject property.

### ***State Underground Storage Tank/Aboveground Storage Tank List (UST/AST)***

The California RWQCB compiles a list of UST and AST locations.

No registered UST/AST facilities are listed within ¼-mile of the subject property.

### ***State/Tribal VCP Sites***

The California DTSC compiles a list of Voluntary Cleanup Program (VCP) sites.

No State/Tribal VCP sites were found within ½-mile of the subject property.

### ***US Brownfield Sites***

The EPA Brownfield database was reviewed to identify facilities that qualify for federal remediation funding under the Small Business Liability Relief and Brownfield Revitalization Act (the “Brownfield” amendment to CERCLA).

No US Brownfield sites were noted within ½-mile of the subject property.

### ***State Spills, Leaks, Investigations, and Cleanup (SLIC) Sites***

The California RWQCB maintains reports of sites that have records of spills, leaks, investigations and cleanups.

No SLIC sites are listed within ½-mile of the subject property.

### ***CHMIRS***

The California Hazardous Materials Incident Report System (CHMIRS) database contains information on reported hazardous material incidents (accidental releases or spills).

The subject property was listed in the CHMIRS database, as previously discussed.

### ***Tribal Records***

The EPA maintains a database of Indian administered lands of the United States that total 640 acres or more.

No Tribal sites were found within 1-mile of the subject property.

### ***SAN JOSE HAZARDOUS MATERIALS***

San Jose maintains a list of facilities that store hazardous materials onsite.

The subject property was listed in the San Jose hazardous materials database, as previously discussed.

### ***HAZNET Sites***

The California DTSC maintains a Manifest database which lists and tracks hazardous waste from the generator through transporters to a TSD facility.

No HAZNET sites are listed on or adjacent to the subject property.



***EDR Manufactured Gas Plant***

EDR maintains a list of manufactured gas plants.

No EDR manufactured gas plants are listed on or adjacent to the subject property.

***EDR Historical Auto Station***

EDR maintains a list of historical auto stations.

No EDR historical auto stations are listed on or adjacent to the subject property.

***EDR Historical Cleaners***

EDR maintains a list of registered dry cleaning facilities.

No EDR Historical Cleaners are listed on or adjacent to the subject property.

## 5.0 USER PROVIDED INFORMATION AND INTERVIEWS

In order to qualify for one of the *Landowner Liability Protections (LLPs)* offered by the Small Business Liability Relief and Brownfields Revitalization Act of 2001 (the *Brownfields Amendments*), the *User* must provide the following information (if available) to the *environmental professional*. Failure to provide this information could result in a determination that *all appropriate inquiry* is not complete. The user is asked to provide information or knowledge of the following:

- Environmental cleanup liens that are filed or recorded against the site.
- Activity and land use limitations that are in place on the site or that have been filed or recorded in a registry.
- Specialized knowledge or experience of the person seeking to qualify for the LLPs.
- Relationship of the purchase price to the fair market value of the *property* if it were not contaminated.
- Commonly known or *reasonably ascertainable* information about the *property*.
- The degree of obviousness of the presence or likely presence of contamination at the *property*, and the ability to detect the contamination by appropriate investigation.
- The reason for preparation of this Phase I ESA.

Fulfillment of these user responsibilities is key to qualification for the identified defenses to CERCLA liability. Partner requested our Client to provide information to satisfy User Responsibilities as identified in Section 6 of the ASTM guidance.

Pursuant to ASTM E 1527-05, Partner requested the following site information from Woodman of the World Life Insurance Society and/or Omaha Woodmen Life Insurance Society (User of this report).

Item	Provided By User	Not Provided By User	Discussed Below	Does Not Apply
Environmental Pre-Survey Questionnaire	X			
Title Records		X		
Environmental Liens or Activity and Use Limitation		X		
Specialized Knowledge		X		
Valuation Reduction for Environmental Issues		X		
Identification of Key Site Manager	X			
Reason for Performing Phase I ESA	Yes, See Section 1.1			
Prior Environmental Reports			X	

Item	Provided By User	Not Provided By User	Discussed Below	Does Not Apply
Other				X

## 5.1 Interviews

### 5.1.1 Interview with Owner

Mr. Ed Abelite, subject property owner, was not aware of any pending, threatened, or past litigation relevant to hazardous substances or petroleum products in, on, or from the subject property; any pending, threatened, or past administrative proceedings relevant to hazardous substances or petroleum products in, on, or from the subject property; or any notices from a governmental entity regarding any possible violation of environmental laws or possible liability relating to hazardous substances or petroleum products.

According to Mr. Abelite, the subject property was constructed in 1999 and 2000 as part of a larger master planned community. Prior to 1999, the subject property and surrounding properties were undeveloped land.

### 5.1.2 Interview with Report User

Please refer to Section 5.2 below for information requested from the Report User.

### 5.1.3 Interview with Key Site Manager

Mr. Abelite is also the key site manager

### 5.1.4 Interviews with Past Owners, Operators and Occupants

Interviews with past owners, operators and occupants were not reasonably ascertainable and thus constitute a data gap.

### 5.1.5 Interview with Others

As the subject property is not an abandoned property as defined in ASTM 1527-05, interview with others were not performed.

## 5.2 User Provided Information

### 5.2.1 Title Records

Partner was not provided with title records for review as part of this assessment.

### **5.2.2 Environmental Liens or Activity and Use Limitation**

Partner requested information from the User regarding knowledge of environmental liens and activity and use limitations (AULs) for the subject property.

No environmental lien or activity and use limitation information was provided by the User at the time of the assessment.

### **5.2.3 Specialized Knowledge**

Partner inquired with the User regarding any specialized knowledge of environmental conditions associated with the subject property. No specialized knowledge was provided by the User at the time of the assessment.

### **5.2.4 Commonly Known or Reasonably Ascertainable Information**

Partner inquired with the User regarding any commonly known or *reasonably ascertainable* information within the local community about the subject property that is material to *recognized environmental conditions* in connection with the subject property. Commonly known or *reasonably ascertainable* information associated with the subject property was not provided by the User at the time of the assessment.

### **5.2.5 Valuation Reduction for Environmental Issues**

Partner inquired with the User regarding any knowledge of reductions in property value due to environmental issues. Knowledge of valuation reductions associated with the subject property was not provided by the User at the time of the assessment.

### **5.2.6 Previous Reports and Other Provided Documentation**

The following information was provided to Partner for review during the course of this assessment:

*Phase I Environmental Site Assessment, Hygienetics Environmental Services, Inc. (November 22, 2000)*

Hygienetics Environmental Services, Inc. (Hygienetics) prepared this report on behalf of GE Capital Real Estate. According to the report, the subject property was developed with the current three-building shopping center in 1999. Hygienetics reviewed a 1998 Phase I Environmental Assessment that was completed prior to the development of the subject property. No environmental issues were identified in this 1998 Phase I. During Hygienetics's assessment, the onsite tenants included retail, a drop-off only dry cleaner, a grocery store, and offices. No onsite dry cleaning operations were observed at Canyon Creek Cleaners and Hamada Family Dentistry reportedly used digital photography and no x-ray equipment. Hygienetics identified no RECs and recommended no further investigation.

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## **6.0 SITE RECONNAISSANCE**

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The subject property was inspected by Ms. Sau San of Partner on January 11, 2012. The weather at the time of the site visit was sunny and clear. The Property Manager was identified as Mr. Ed Abelite. Mr. Abelite accompanied Partner during field reconnaissance activities and provided information pertaining to the current operations and maintenance of the subject property.

Partner inspected approximately 29% of all interior units (Canyon Creek Pet Hospital (5617) Canyon Creek Cleaners (5631), Shelter Creek Orthodontics (5645, Ste 201), a vacant office (5645, Ste 208), and New Leaf Community Market (5667)) and all common areas. Based on the size and nature of use of the uninspected units (restaurant, office, retail, and beauty salon), this limited method of inspection is not expected to alter the overall findings of this assessment.

The subject property is currently occupied by multiple shopping center tenants for commercial use. Onsite operations consist of typical grocery store (currently under construction), restaurant, drop-off dry cleaner, office, dental office, retail, beauty salon, and veterinary clinic activities. No potential environmental concerns were identified during the onsite reconnaissance. Non-ASTM issues are discussed in Section 6.3.

### **6.1 General Site Characteristics**

#### ***6.1.1 Solid Waste Disposal***

Solid waste generated at the subject property is disposed of in commercial dumpsters and a grease dumpster located at the subject property. Independent solid waste disposal contractors remove solid waste from the subject property.

#### ***6.1.2 Sewage Discharge and Disposal***

Sanitary discharges on the subject property are directed into the municipal sanitary sewer system. The City of San Jose services the subject property vicinity. A kitchen grease interceptor is located to the east of Building 2. The interceptor was installed in 2000. A contractor collects the residual grease on a periodic basis, and the clarified water is discharge to the sanitary sewer system. Based on the non-hazardous nature of material entering the grease trap, it is not expected to represent a significant environmental concern. No septic systems are located on the subject property.

#### ***6.1.3 Surface Water Drainage***

Storm water is removed from the subject property primarily by sheet flow action across the paved surfaces towards storm water drains located throughout the subject property and in the public right of way. The subject property is connected to a municipal owned and maintained sewer system.

The subject property does not appear to be a designated wetland area, based on information obtained from the United States Department of Agriculture; however, a comprehensive wetlands survey would be required in order to formally determine actual wetlands on the subject property. No surface impoundments, wetlands, natural catch basins, settling ponds, or lagoons are located on the subject property. No drywells were identified on the subject property.

#### ***6.1.4 Source of Heating and Cooling***

Heating and cooling systems as well as domestic hot water equipment are fueled by electricity and natural gas provided by Pacific Gas & Electric (PG&E).

#### ***6.1.5 Wells and Cisterns***

No aboveground evidence of wells or cisterns was observed during the site reconnaissance.

#### ***6.1.6 Wastewater***

Domestic wastewater generated at the subject property is disposed by means of the sanitary sewer system. No industrial process is currently performed at the subject property.

#### ***6.1.7 Septic Systems***

No septic systems were observed or reported on the subject property.

#### ***6.1.8 Additional Site Observations***

The onsite veterinary hospital utilizes digital imaging for x-rays. No x-ray developer or fixer chemicals are utilized onsite.

In addition, sharps and deceased animals appear to be properly treated as bio hazardous waste. All medical waste (biohazardous, infectious and sharps) were observed properly stored in designated plastic containers, bags, and trash canisters. The medical waste is routinely picked up by Converge, Inc. Based on the nature of these materials and the small quantity involved, these materials are not expected to represent a significant environmental concern.

### **6.2 Potential Environmental Hazards**

#### ***6.2.1 Hazardous Materials and Petroleum Products Used or Stored at the Site***

With the exception of janitorial products, no reportable quantities of hazardous materials or petroleum products were observed on the subject property.

#### ***6.2.2 Aboveground & Underground Hazardous Substance or Petroleum Product Storage Tanks (ASTs/USTs)***

No evidence of current or former ASTs or USTs was observed during the site reconnaissance.

### 6.2.3 Evidence of Releases

No spills, stains or other indications that a surficial release has occurred at the subject property were observed.

### 6.2.4 Polychlorinated Biphenyls (PCBs)

Older transformers and other electrical equipment could contain polychlorinated biphenyls (PCBs) at a level that subjects them to regulation by the U.S. EPA. PCBs in electrical equipment are controlled by United States Environmental Protection Agency regulations 40 CFR, Part 761. Under the regulations, there are three categories into which electrical equipment can be classified: 1) Less than 50 parts per million (ppm) of PCBs – “*Non-PCB*,” 2) 50 ppm-500 ppm – “*PCB-Contaminated*,” and, 3) Greater than 500 ppm – “*PCB-Containing*.” The manufacture, process, or distribution in commerce or use of any PCB in any manner other than in a totally enclosed manner was prohibited after January 1, 1977.

The on-site reconnaissance addressed indoor and outdoor transformers that may contain PCBs. Four pad-mounted transformers were observed on the subject property. The transformers are not labeled indicating PCB content. No staining or leakage was observed in the vicinity of the transformers. Based on the good condition of the equipment, the transformers are not expected to represent a significant environmental concern.

The subject property building is equipped with two hydraulic elevators, at the southern portion of Building 1 and another at the center of Building 2. The hydraulic fluid contained within elevator systems can potentially contain toxic polychlorinated biphenyls (PCBs). Based on the age of the building (post-1978), it is unlikely that the hydraulic fluid within the equipment contains PCBs. The equipment for the elevator is located behind the elevators in Building 1 and Building 2. No evidence of stains or leaks was observed at the base of the equipment during the site inspection. Based on the good condition and regular maintenance of the elevator equipment, the elevator is not expected to represent a significant environmental concern.

One hydraulic garbage compactor is located south of Building 1. Based on the age of the shopping center, the garbage compactor was installed sometime after 2000. Only minor staining was observed at the base of the garbage compactor. Based on the age of the compactor and the lack of any significant staining, the compactor is not anticipated to represent a significant environmental concern.

One cardboard baler is located at the southwestern corner of Building 1. Based on the age of the shopping center, the baler was installed sometime after 2000. No obvious evidence of stains or spills was observed at the base of the baler. Based on the age of the baler and the lack of any significant staining, the compactor is not anticipated to represent a significant environmental concern.

Additionally, no other potential PCB-containing equipment (interior transformers, oil-filled switches, hoists, lifts, dock levelers, hydraulic elevators, balers, etc.) was observed on the subject property during Partner’s reconnaissance.

### **6.2.5 Strong, Pungent or Noxious Odors**

No strong, pungent or noxious odors were evident during the site reconnaissance.

### **6.2.6 Pools of Liquid**

No pools of liquid were observed on the subject property.

### **6.2.7 Drains, Sumps and Clarifiers**

The subject property is equipped with a kitchen grease interceptor is located to the east of Building 2. The interceptor was installed in 2000. A contractor collects the residual grease on a periodic basis, and the clarified water is discharge to the sanitary sewer system. Based on the non-hazardous nature of material entering the grease trap, it is not expected to represent a significant environmental concern. No septic systems are located on the subject property.

No other drains, sumps or clarifiers, other than those associated with storm water removal, were observed on the subject property.

### **6.2.8 Pits, Ponds and Lagoons**

No pits, ponds or lagoons were observed on the subject property.

### **6.2.9 Stressed Vegetation**

No stressed vegetation was observed on the subject property.

### **6.2.10 Additional Potential Environmental Hazards**

No additional environmental hazards, including landfill activities or radiological hazards, were observed.

## **6.3 Non-ASTM Services**

### **6.3.1 Asbestos-Containing Materials (ACMs)**

Asbestos is the name given to a number of naturally occurring, fibrous silicate minerals mined for their useful properties such as thermal insulation, chemical and thermal stability, and high tensile strength. Asbestos is commonly used as an acoustic insulator, thermal insulation, fire proofing and in other building materials. Exposure to airborne friable asbestos may result in a potential health risk because persons breathing the air may breathe in asbestos fibers. Continued exposure can increase the amount of fibers that remain in the lung. Fibers embedded in lung tissue over time may cause serious lung diseases including: asbestosis, lung cancer, or mesothelioma.

The Occupational Safety and Health Administration (OSHA) regulation 29 CFR 1926.1101 requires certain construction materials to be *presumed* to contain asbestos, for purposes of this



regulation. All thermal system insulation (TSI), surfacing material, and asphalt/vinyl flooring that are present in a building constructed prior to 1980 and have not been appropriately tested are “presumed asbestos-containing material” (PACM).

The subject property buildings were constructed in 1999 and 2000. As such, it is unlikely asbestos containing materials were used in the construction of the subject buildings. Furthermore, at the time of Partner’s site reconnaissance, no damaged materials were noted.

### **6.3.2 Lead-Based Paint (LBP)**

The subject property buildings were constructed in 1999 and 2000. As such, it is unlikely lead-based paint was used in the construction of the subject buildings. Furthermore, at the time of Partner’s site reconnaissance, no damaged or peeling paint was noted.

### **6.3.3 Radon**

Radon is a colorless, odorless, naturally occurring, radioactive, inert, gaseous element formed by radioactive decay of radium (Ra) atoms. The US EPA has prepared a map to assist National, State, and local organizations to target their resources and to implement radon-resistant building codes. The map divides the country into three Radon Zones; Zone 1 being those areas with the average predicted indoor radon concentration in residential dwellings exceeding the US EPA Action Limit of 4.0 picoCuries per Liter (pCi/L). It is important to note that the EPA has found homes with elevated levels of radon in all three zones, and the US EPA recommends site-specific testing in order to determine radon levels at a specific location. However, the map does give a valuable indication of the propensity of radon gas accumulation in structures.

Radon sampling was not conducted as part of this assessment. Review of the US EPA Map of Radon Zones places the subject property in Zone 2, where average predicted radon levels are between 2.0 and 4.0 pCi/L. Based upon the radon zone classification, radon is not considered to be a significant environmental concern.

### **6.3.4 Lead in Drinking Water**

According to available information, a public water system operated by the San Jose Municipal Water System serves the subject property vicinity, which is designated as the Evergreen Service Area. Water for the subject property and surrounding area is imported water purchased from the Santa Clara Valley Water District, (SCVWD). SCVWD surface water is mainly imported from the South Bay Aqueduct, lake Del Valle, and San Luis Reservoir, which all draw water from the Sacramento-San Joaquin Delta watershed. SCVWD local surface water sources include Anderson and Calero reservoirs. Water from imported and local sources is pumped to and treated at the Santa Teresa Water Treatment Plant in San José. According to the City of San Jose and the 2010 Annual Water Quality Report, water supplied to the subject property is in compliance with all State and Federal regulations pertaining to drinking water standards, including lead and copper. Water sampling was not conducted to verify water quality.

### **6.3.5 Mold**

Molds are microscopic organisms found virtually everywhere, indoors and outdoors. Mold will grow and multiply under the right conditions, needing only sufficient moisture (e.g. in the form of very high humidity, condensation, or water from a leaking pipe, etc.) and organic material (e.g., ceiling tile, drywall, paper, or natural fiber carpet padding). Mold growths often appear as discoloration, staining, or fuzzy growth on building materials or furnishings and are varied colors of white, gray, brown, black, yellow, and green. In large quantities, molds can cause allergic symptoms when inhaled or through the toxins the molds emit.

Partner observed accessible, interior areas for the subject property buildings for significant evidence of mold growth; however, this ESA should not be used as a mold survey or inspection. Additionally, this inspection was not designed to assess all areas of potential mold growth that may be affected by mold growth on the subject property. Rather, it is intended to give the client an indication as to whether or not conspicuous (based on observed areas) mold growth is present at the subject property. This evaluation did not include a review of pipe chases, mechanical systems, or areas behind enclosed walls and ceilings.

No obvious indications of water damage or mold growth were observed during Partner's visual inspection.

## **6.4 Adjacent Property Reconnaissance**

The adjacent property reconnaissance consisted of observing the adjacent properties from the subject property premises. No items of environmental concern were identified on the adjacent properties during the site inspection, including hazardous materials, petroleum products, ASTs, USTs, evidence of releases, PCBs, strong or noxious odors, pools of liquids, sumps or clarifiers, pits or lagoons, stressed vegetation, or any other potential environmental hazards.

---

## 7.0 FINDINGS AND CONCLUSIONS

---

### *Findings*

A *recognized environmental condition (REC)* refers to the presence or likely presence of any hazardous substance or petroleum product on a property under conditions that indicate an existing release, a past release, or a material threat of a release of any hazardous substances or petroleum products into structures on the property or into the ground, groundwater, or surface water of the property. The term REC includes hazardous substances and petroleum products even under conditions that might be in compliance with laws. The term is not intended to include "de minimis" conditions that do not present a threat to human health and/or the environment and that would not be subject to an enforcement action if brought to the attention of appropriate governmental agencies. The following was identified during the course of this assessment:

- Partner did not identify any recognized environmental conditions during the course of this assessment.

A *historical recognized environmental condition (HREC)* refers to an environmental condition which would have been considered a REC in the past, but which is no longer considered a REC based on subsequent assessment or regulatory closure. The following was identified during the course of this assessment:

- Partner did not identify any historical recognized environmental conditions during the course of this assessment.

An *environmental issue* refers to environmental concerns identified by Partner, which do not qualify as RECs; however, require discussion. The following was identified during the course of this assessment:

- Partner did not identify any environmental issues during the course of this assessment.

### *Conclusions, Opinions and Recommendations*

Partner has performed a Phase I Environmental Site Assessment in conformance with the scope and limitations of ASTM Practice E1527-05 of 5601-5667 Silver Creek Valley Road in the City of San Jose, Santa Clara County, California (the "subject property"). Any exceptions to or deletions from this practice are described in Section 1.5 of this report.

This assessment has revealed no evidence of recognized environmental conditions or environmental issues in connection with the subject property. Based on the conclusions of this assessment, Partner recommends no further investigation of the subject property at this time.

---

## 8.0 SIGNATURES OF ENVIRONMENTAL PROFESSIONALS

---

Partner has performed a Phase I Environmental Site Assessment of the property located at 5601-5667 Silver Creek Valley Road in the City of San Jose, Santa Clara County, California in general conformance with the scope and limitations of the protocol and the limitations stated earlier in this report. Exceptions to or deletions from this protocol are discussed earlier in this report.

By signing below, Partner declares that, to the best of our professional knowledge and belief, the undersigned meet the definition of an *Environmental Professional* as defined in §312.10 of 40 CFR 312 and have the specific qualifications based on education, training, and experience to assess a *property* of the nature, history, and setting of the subject *property*. Partner has developed and performed the all appropriate inquiries in conformance with the standards and practices set forth in 40 CFR Part 312.

Prepared By:



Sau San, REA  
Environmental Professional

Reviewed By:



Rachel M. Herrera, REA  
Senior Author



Summer D. Gell  
Principal

---

## 9.0 REFERENCES

---

### Contact List

Cupertino Public Library, 10800 Torre Avenue, Cupertino, California 95014, (408) 446-1677.

PG&E Customer Service, (800) 743-5000.

San Jose Building Department, 200 East Santa Clara Street, San Jose, California 95113 (408) 535-3555.

San Jose Fire Department, 170 West San Carlos Street, San Jose, California 95113 (408) 277-4444.

San Jose Planning Department, 200 East Santa Clara Street, San Jose, California 95113 (408) 535-3555.

Santa Clara County Assessor, 70 West Hedding Street, San Jose, California 95110 (409) 299-5500.

United States Geological Survey, accessed via the Internet, January 2012.

### Reference Documents

American Society for Testing and Materials, Standard Practice for Environmental Site Assessments: Phase I Environmental Site Assessment Process, ASTM Designation: E 1527-05.

Federal Emergency Management Agency, Federal Insurance Administration, National Flood Insurance Program, Flood Insurance Map, Community Number 06085C0267H, dated May 18, 2009.

United States Department of Agriculture, Natural Resources Conservation Service, Web Soil Survey, accessed via the Internet, January 2012.

United States Geological Survey Topographic Map 1978 (revised 1980), 7.5 minute series, San Jose East, Santa Clara County, California, NIMA 6843 II NE-Series V882, scale 1:24,000, U.S. Geological Survey.

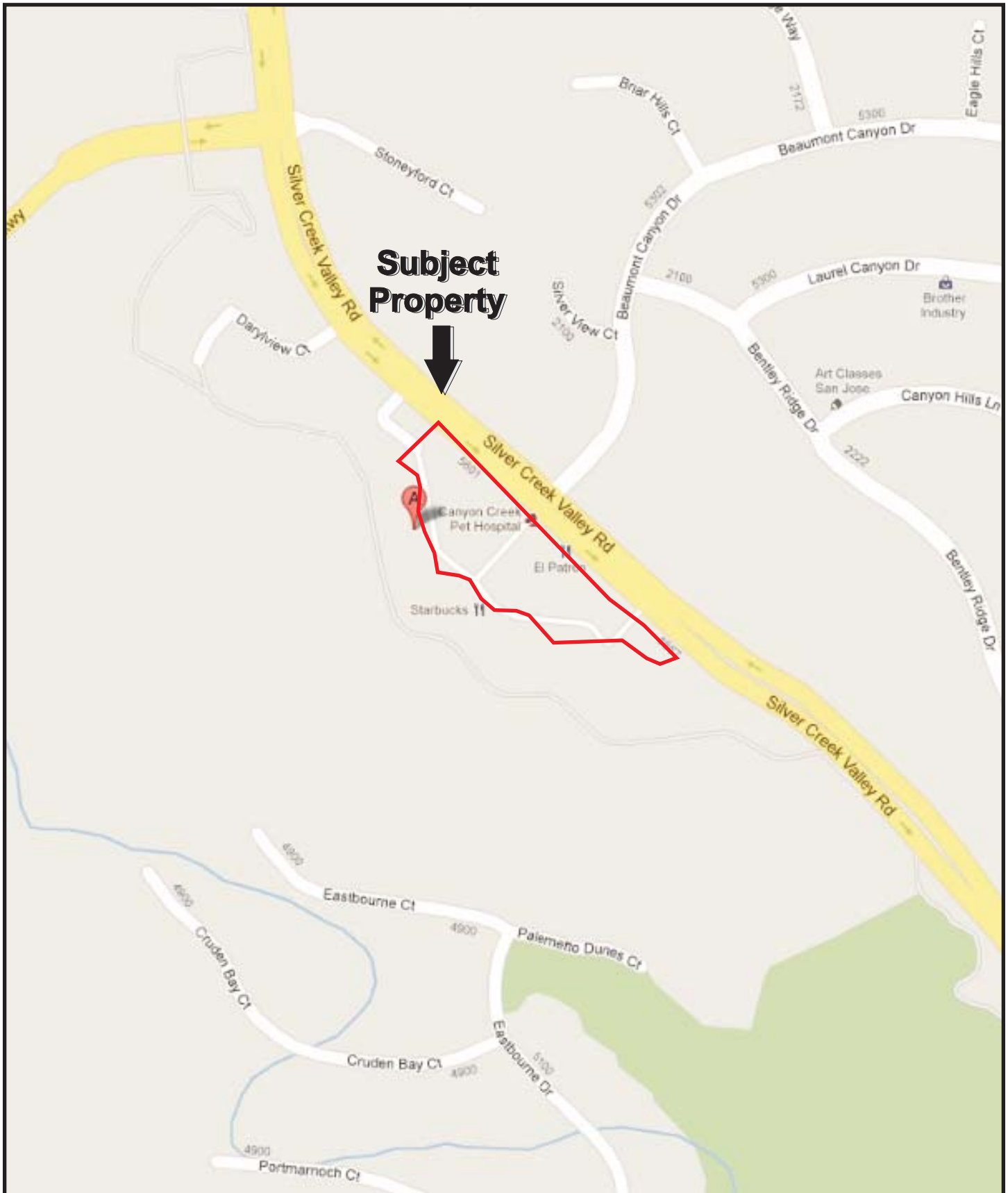
## **FIGURES**

---

**1- SITE LOCATION MAP**

**2- TOPOGRAPHIC MAP**

**3- SITE PLAN**



**FIGURE 1: SITE LOCATION MAP**

Site Address:

Canyon Creek Plaza  
 5601-5667 Silver Creek Valley Road  
 San Jose, California 95138



Drawing Not  
 To Scale

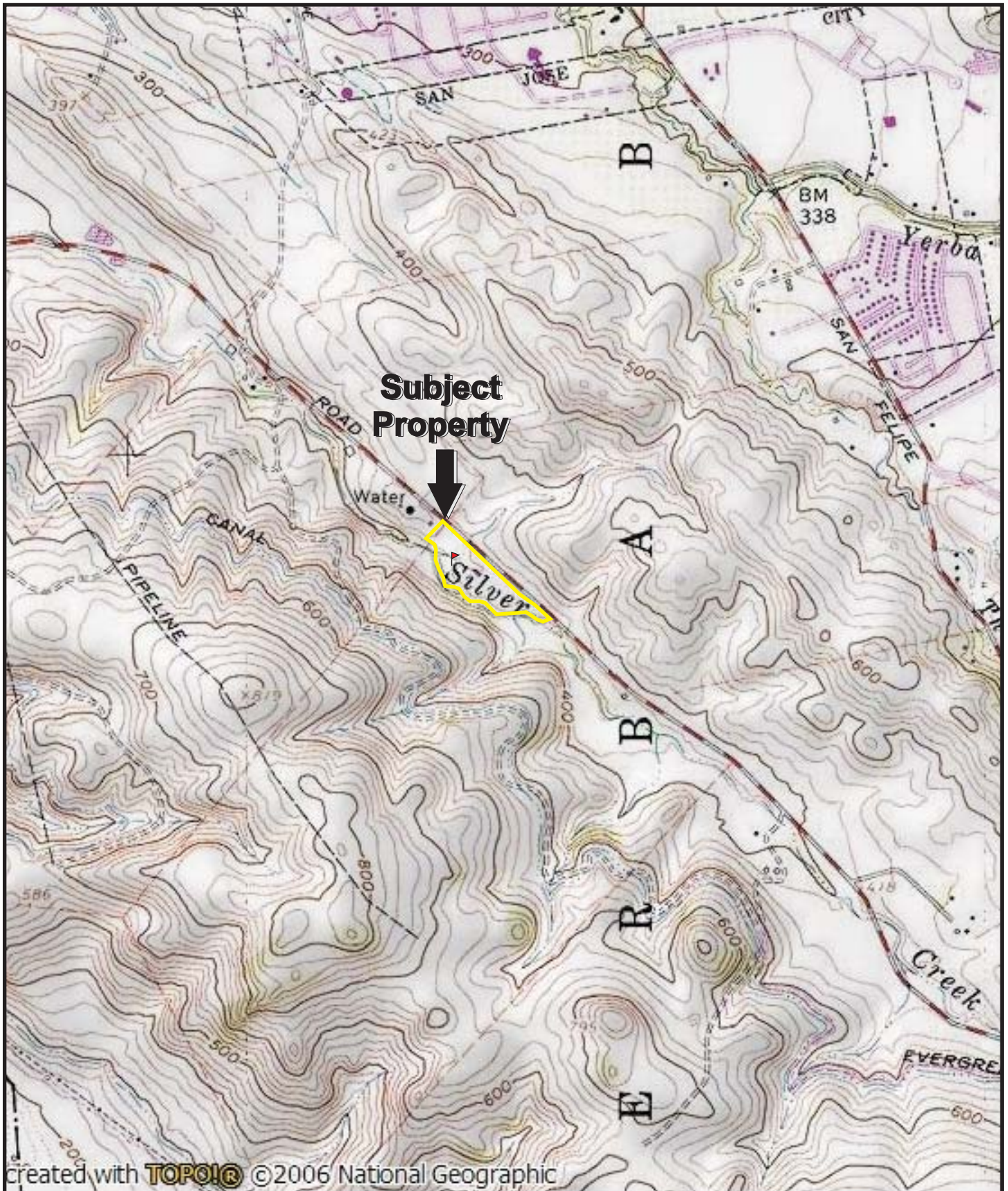
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Job Number: 11-84351.2



**FIGURE 2: TOPOGRAPHIC MAP**

Site Address:  
 Canyon Creek Plaza  
 5601-5667 Silver Creek Valley Road  
 San Jose, California 95138



USGS 7.5 Minute  
 San Jose East, CA  
 Quadrangle  
 Created: 1978;  
 Revised: 1980

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**GROUNDWATER FLOW**

KEY:  
 Subject Site



**FIGURE 3: SITE PLAN**  
 Site Address:  
 Canyon Creek Plaza  
 5601-5667 Silver Creek Valley Road  
 San Jose, California 95138

## APPENDIX A: SITE PHOTOGRAPHS

---



1. View of the northern side of Building 1.



2. View of the northern side of Building 1.



3. View of the southern side of Building 1.



4. View of the western side of Building 1.



5. View of the southern side of Building 1.



6. View of the northeastern side of Building 2.

## SITE PHOTOGRAPHS

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5601-5667 Silver Creek Valley Road  
San Jose, California 95138

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7. View of the northwestern side of Building 2.



8. View of the southeastern side of Building 2.



9. View of the southwestern side of Building 2.



10. Electrical conduit pull box at the central breezeway within Building 2.



11. View of the northeastern side of Building 2.



12. View of the southern and eastern sides of Building 3.

## SITE PHOTOGRAPHS

Site Address:

Canyon Creek Plaza  
5601-5667 Silver Creek Valley Road  
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13. View of the eastern side of Building 3.



14. View of the northern side of Building 3.



15. View of the western side of Building 3.



16. View of the southern side of Building 3.



17. View of a pad-mounted transformer.



18. View of the cell phone tower equipment for T-Mobile at the western side of the property.

## SITE PHOTOGRAPHS

Site Address:

Canyon Creek Plaza  
5601-5667 Silver Creek Valley Road  
San Jose, California 95138

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19. View of the cell phone tower equipment for Nextel at the western side of the subject property.



20. View of the trail along the western side of the subject property.



21. View of the garbage compactor enclosure south of Building 1.



22. Garbage compactor.



23. Bailer within Building 1.



24. Interior of Building 1.

## SITE PHOTOGRAPHS

Site Address:

Canyon Creek Plaza  
5601-5667 Silver Creek Valley Road  
San Jose, California 95138

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25. Elevator equipment within Building 1.



26. Natural gas-powered generator on the mezzanine of Building 1.



27. Compressors for refrigerators on the mezzanine of Building 1.



28. Interior view of the drop-off dry cleaning facility within Building 2.



29. Washer and dryer within the dry cleaning facility within Building 2.



30. Interior view of the pet hospital within Building 3.

## SITE PHOTOGRAPHS

Site Address:

Canyon Creek Plaza  
5601-5667 Silver Creek Valley Road  
San Jose, California 95138

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31. Digital x-ray equipment within the pet hospital.



32. Biohazardous material storage within the pet hospital.



33. Refrigerator for deceased animals within the pet hospital within Building 3.



34. Second floor of Building 2.



35. View of the adjacent property beyond Silver Creek Valley Road to the north-northeast.



36. View of the adjacent property beyond Silver Creek Valley Road to the northeast.

## SITE PHOTOGRAPHS

Site Address:

Canyon Creek Plaza  
5601-5667 Silver Creek Valley Road  
San Jose, California 95138

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37. View of the adjacent property to the southwest.



38. View of the adjacent property to the northwest.

## SITE PHOTOGRAPHS

Site Address:

Canyon Creek Plaza  
5601-5667 Silver Creek Valley Road  
San Jose, California 95138

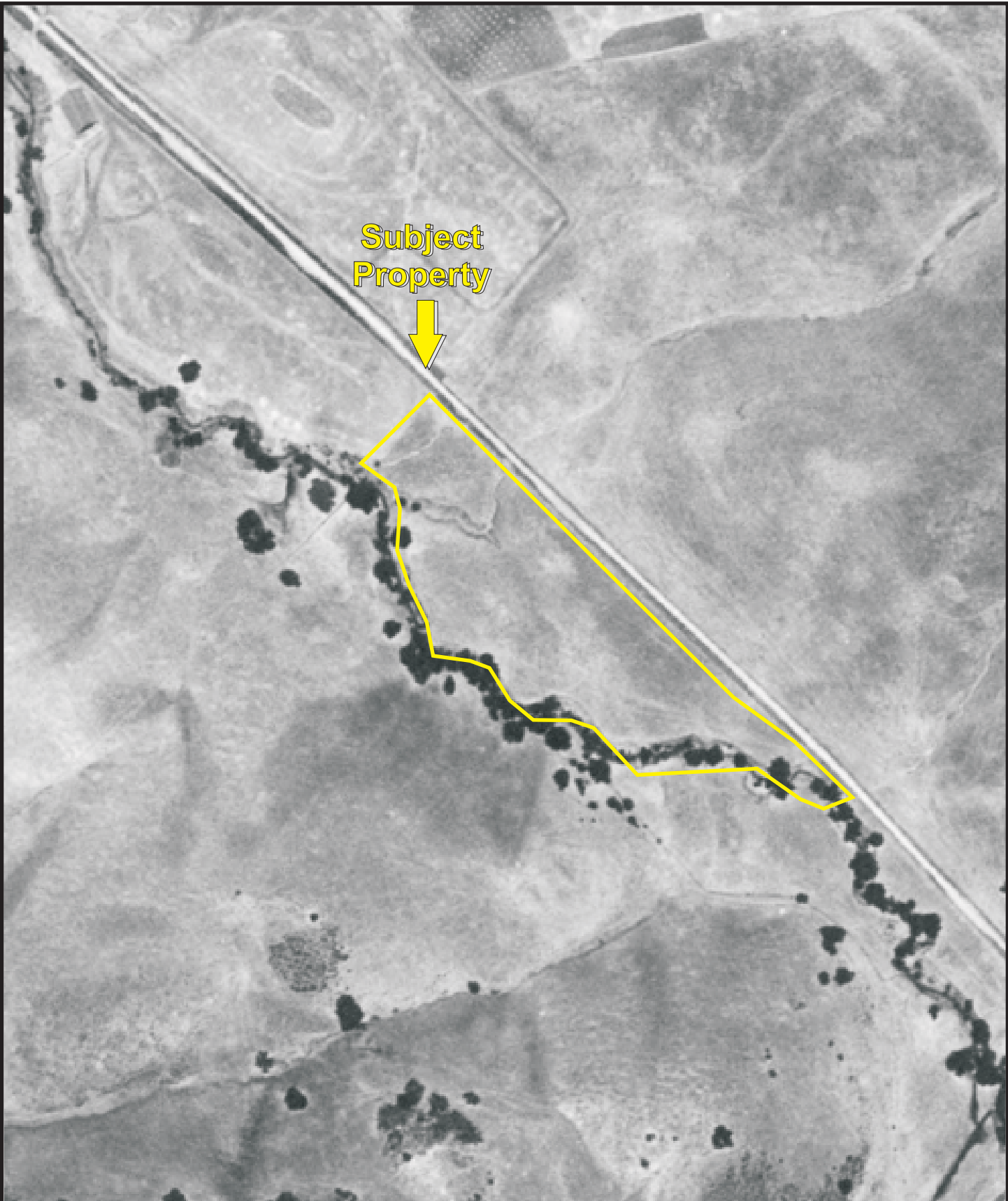
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Job Number: 11-84351.2

## **APPENDIX B: HISTORICAL/REGULATORY DOCUMENTATION**

---



**APPENDIX B: AERIAL PHOTOGRAPHS**

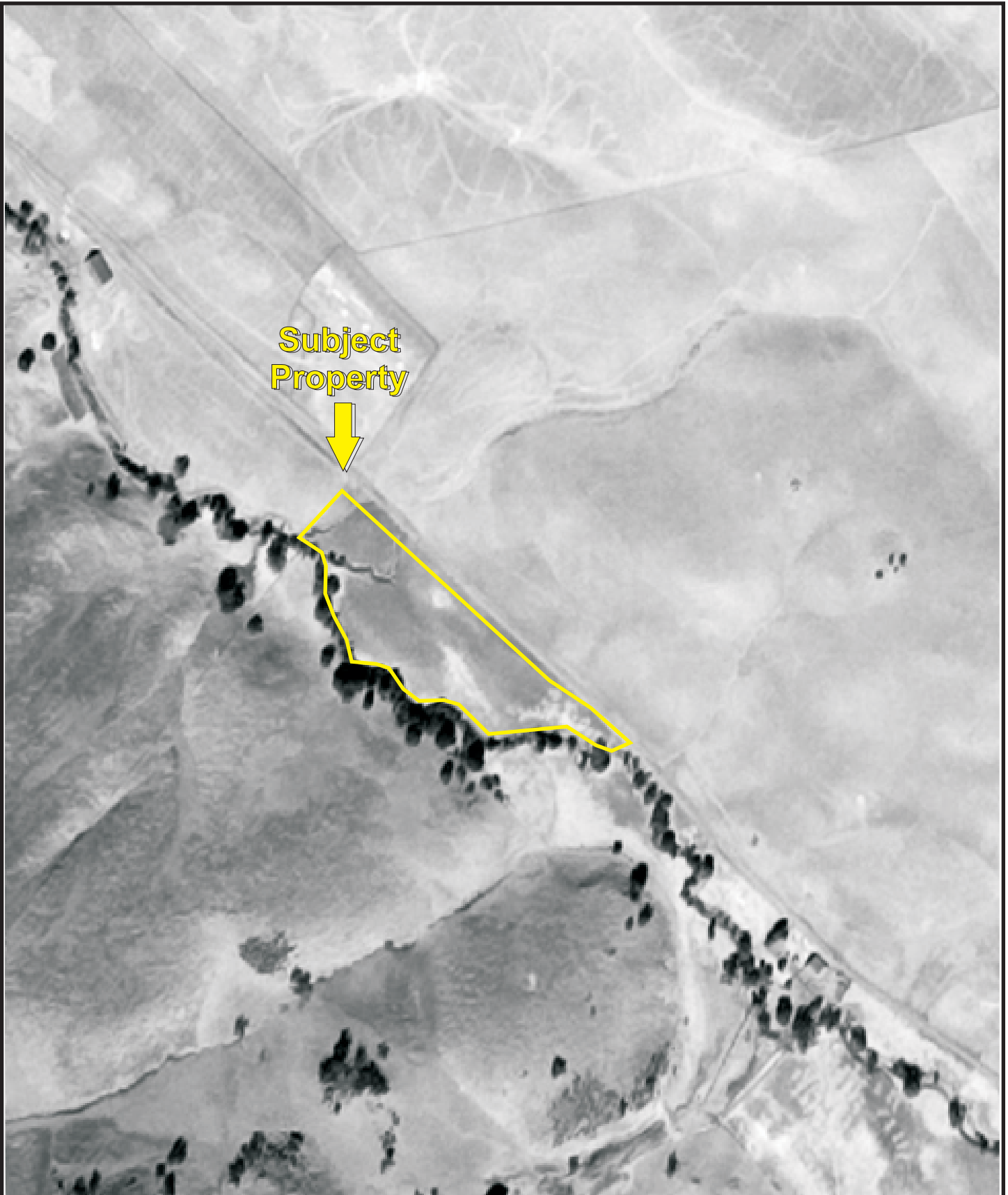
Site Address:

Canyon Creek Plaza  
5601-5667 Silver Creek Valley Road  
San Jose, California 95138



Date: 1939

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**Subject  
Property**



**APPENDIX B: AERIAL PHOTOGRAPHS**

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San Jose, California 95138



Date: 1948

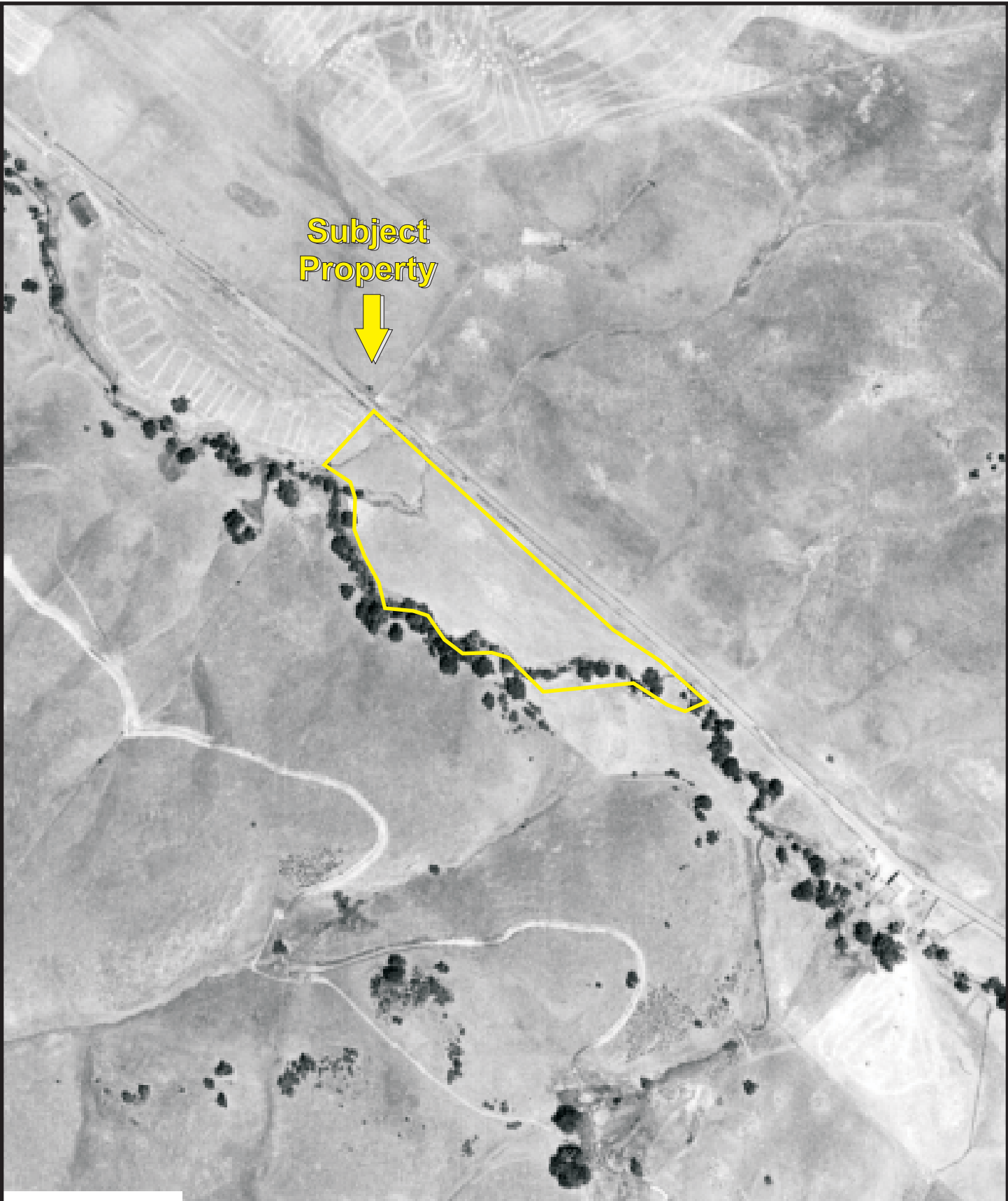
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**APPENDIX B: AERIAL PHOTOGRAPHS**

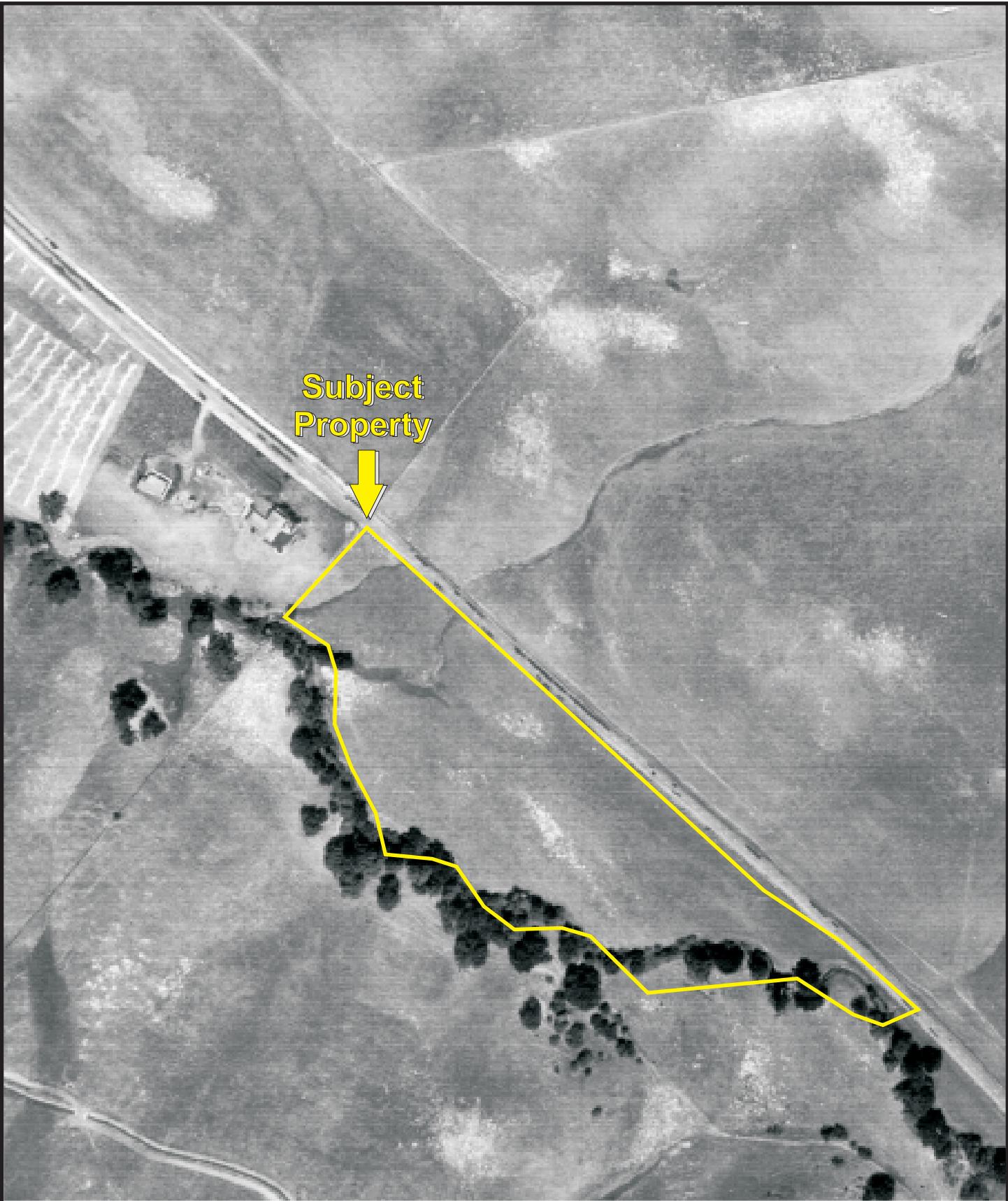
Site Address:

Canyon Creek Plaza  
5601-5667 Silver Creek Valley Road  
San Jose, California 95138



Date: 1956

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**APPENDIX B: AERIAL PHOTOGRAPHS**

Site Address:

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5601-5667 Silver Creek Valley Road  
San Jose, California 95138



Date: 1965

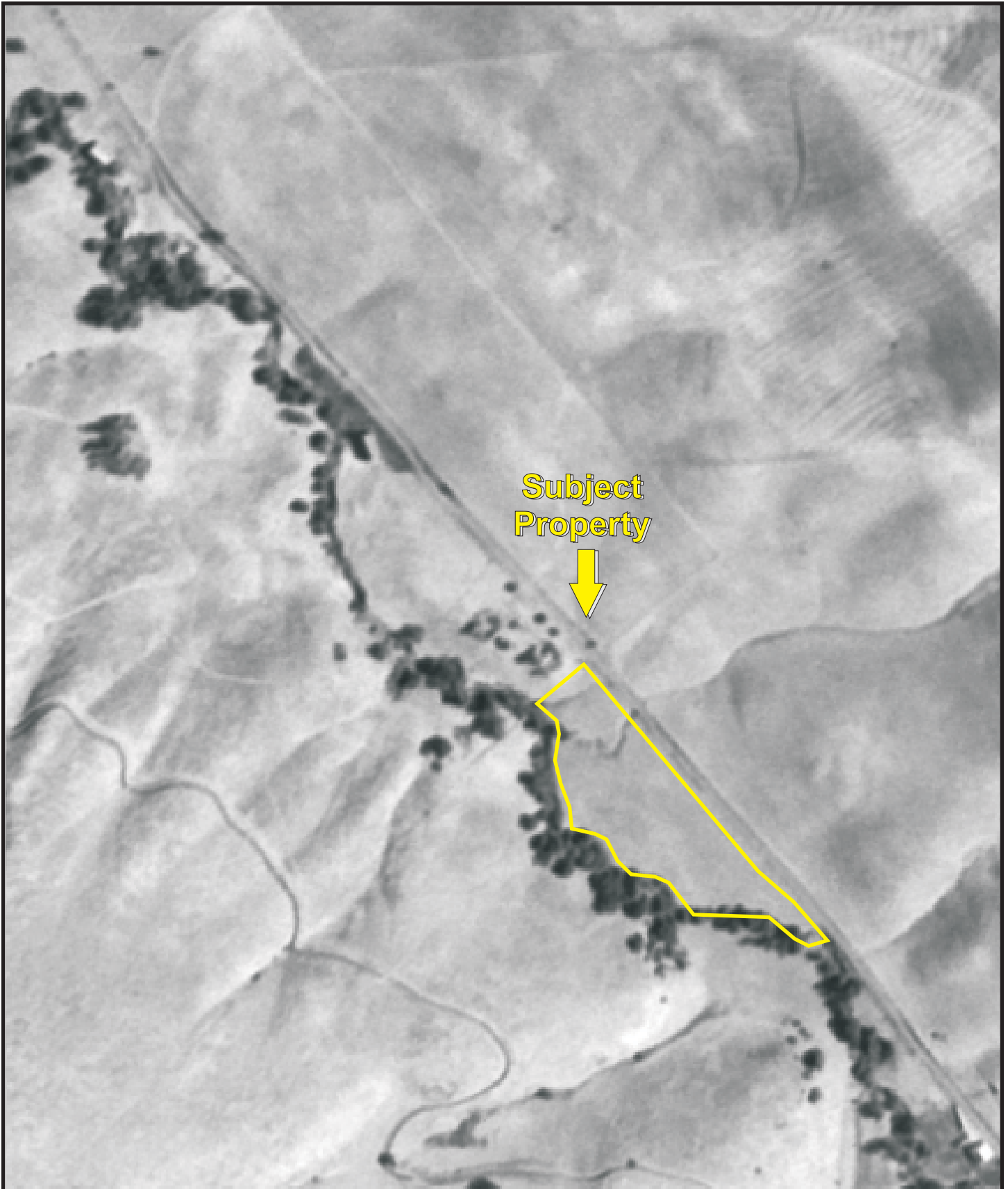
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Job Number: 11-84351.2



Subject  
Property



**APPENDIX B: AERIAL PHOTOGRAPHS**

Site Address:

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5601-5667 Silver Creek Valley Road  
San Jose, California 95138



Date: 1974

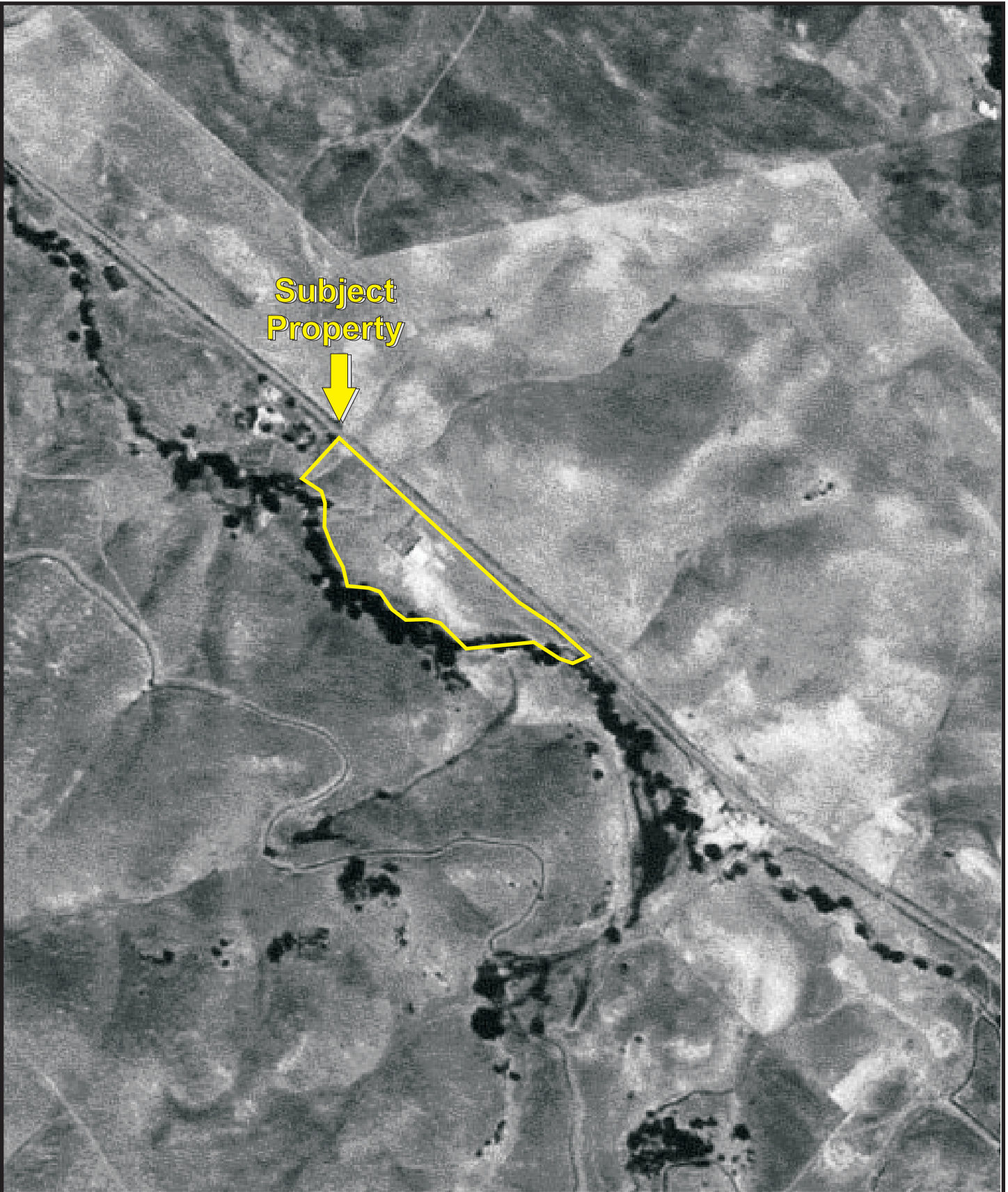
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**APPENDIX B: AERIAL PHOTOGRAPHS**

Site Address:

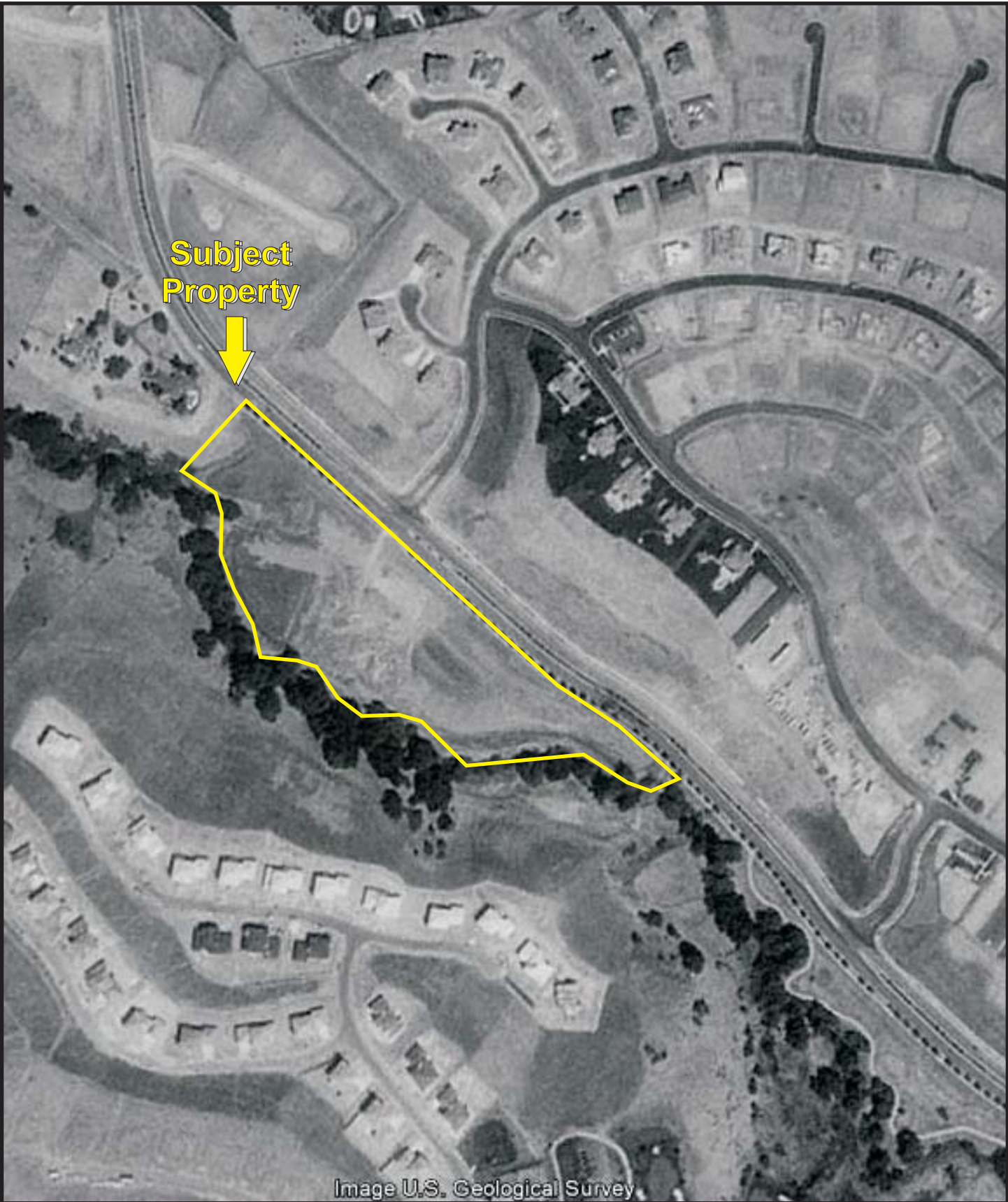
Canyon Creek Plaza  
5601-5667 Silver Creek Valley Road  
San Jose, California 95138



Date: 1982

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**APPENDIX B: AERIAL PHOTOGRAPHS**

Site Address:

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San Jose, California 95138



Date: 1998

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**APPENDIX B: AERIAL PHOTOGRAPHS**

Site Address:

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Date: 2000

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Job Number: 11-84351.2

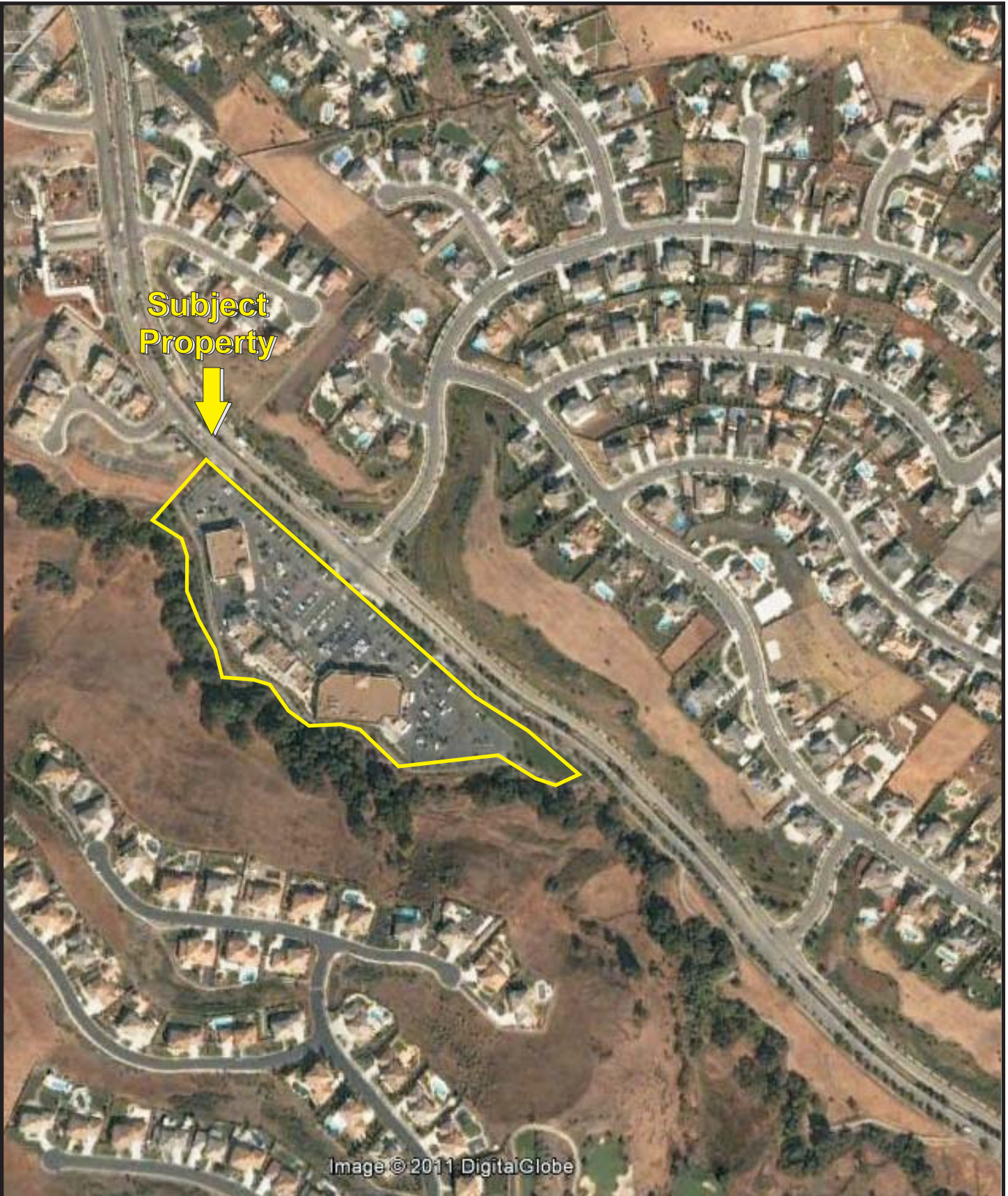


Image © 2011 DigitalGlobe

**APPENDIX B: AERIAL PHOTOGRAPHS**

Site Address:

Canyon Creek Plaza  
5601-5667 Silver Creek Valley Road  
San Jose, California 95138



Date: 2003

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**APPENDIX B: AERIAL PHOTOGRAPHS**

Site Address:

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San Jose, California 95138



Date: 2005

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Job Number: 11-84351.2



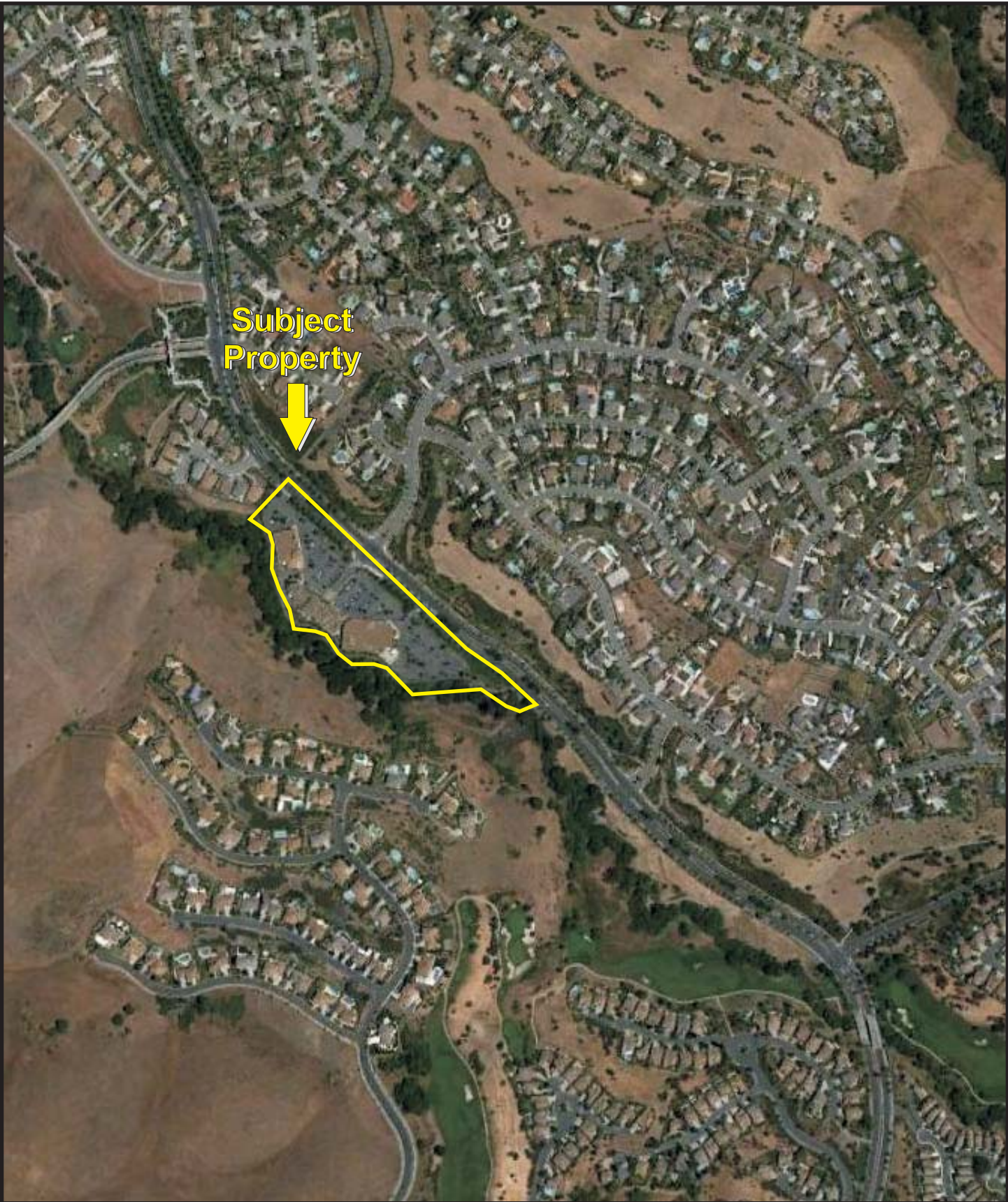
**APPENDIX B: AERIAL PHOTOGRAPHS**

Site Address:  
Canyon Creek Plaza  
5601-5667 Silver Creek Valley Road  
San Jose, California 95138



Date: 2006

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**APPENDIX B: AERIAL PHOTOGRAPHS**

Site Address:

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5601-5667 Silver Creek Valley Road  
San Jose, California 95138



Date: 2011

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Job Number: 11-84351.2



**Canyon Creek Plaza**

5601-5667 Silver Creek Valley Road  
SAN JOSE, CA 95138

Inquiry Number: 3231805.2

December 29, 2011

## Certified Sanborn® Map Report

# Certified Sanborn® Map Report

12/29/11

**Site Name:**

Canyon Creek Plaza  
5601-5667 Silver Creek Valley  
SAN JOSE, CA 95138

**Client Name:**

Partner Engineering and  
1990 Grand Avenue  
El Segundo, CA 90245

EDR Inquiry # 3231805.2

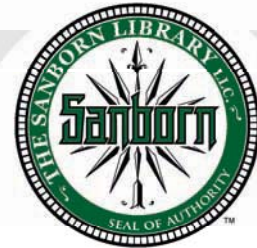
Contact: Mariana Haro



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## Certified Sanborn Results:

**Site Name:** Canyon Creek Plaza  
**Address:** 5601-5667 Silver Creek Valley Road  
**City, State, Zip:** SAN JOSE, CA 95138  
**Cross Street:**  
**P.O. #** Canyon Creek Plaza  
**Project:** 11-84351.2  
**Certification #** 7152-4B88-B675



Sanborn® Library search results  
Certification # 7152-4B88-B675

## UNMAPPED PROPERTY

This report certifies that the complete holdings of the Sanborn Library, LLC collection have been searched based on client supplied target property information, and fire insurance maps covering the target property were not found.

The Sanborn Library includes more than 1.2 million Sanborn fire insurance maps, which track historical property usage in approximately 12,000 American cities and towns. Collections searched:

- Library of Congress
- University Publications of America
- EDR Private Collection

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SILVER CREEK VALLEY RD.  
5601 SILVER CREEK VALLEY RD.  
SAN JOSE, CA

Inquiry Number:  
January 9, 2012

## DR Site Report

# TABLE OF CONTENTS

The EDR-Site Report™ is a comprehensive presentation of government filings on a facility identified in a search of federal, state and local environmental databases. The report is divided into three sections:

**Section I: Facility Summary . . . . . Page 1**

Summary of facility filings including a review of the following areas: waste management, waste disposal, multi-media issues, and Superfund liability.

**Section II: Facility Detail Reports . . . . . Page 2**

All available detailed information from databases where sites are identified.

**Section III: Databases and Update Information. . . . . Page 3**

Name, source, update dates, contact phone number and description of each of the databases for this report.

***Thank you for your business.***  
Please contact EDR at 1-800-352-0050  
with any questions or comments.

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# SECTION 1: ACILT SUMMARY

ACILT	ACILT
<b>AREA</b>	<b>ACILT</b> SILVER CREEK ROAD. 5601 SILVER CREEK VALLEY RD. SAN JOSE, CA EDR ID #2010956676
<b>AST MANAGEMENT</b> Facility generates hazardous waste (RCRA)	NO
Facility treats, stores, or disposes of hazardous waste on-site (RCRA/TSD)	NO
Facility has received Notices of Violations (RCRA/VIOL)	NO
Facility has been subject to RCRA administrative actions (RAATS)	NO
Facility has been subject to corrective actions (CORRACTS)	NO
Facility handles PCBs (PADS)	NO
Facility uses radioactive materials (MLTS)	NO
Facility manages registered aboveground storage tanks (AST)	NO
Facility manages registered underground storage tanks (UST)	NO
Facility has reported leaking underground storage tank incidents (LUST)	NO
Facility has reported emergency releases to the soil (ERNS)	<b>S - p</b>
Facility has reported hazardous material incidents to DOT (HMIRS)	NO
<b>AST DISPOSAL</b> Facility is a Superfund Site (NPL)	NO
Facility has a known or suspect abandoned, inactive or uncontrolled hazardous waste site (CERCLIS)	NO
Facility has a reported Superfund Lien on it (LIENS)	NO
Facility is listed as a state hazardous waste site (SHWS)	NO
Facility has disposed of solid waste on-site (SWF/LF)	NO
<b>MULTIMEDIA</b> Facility uses toxic chemicals and has notified EPA under SARA Title III, Section 313 (TRIS)	NO
Facility produces pesticides and has notified EPA under Section 7 of FIFRA (SSTS)	NO
Facility manufactures or imports toxic chemicals on the TSCA list (TSCA)	NO
Facility has inspections under FIFRA, TSCA or EPCRA (FTTS)	NO
Facility is listed in EPA's index system (FINDS)	NO
Facility is listed in a county/local unique database (LOCAL)	NO
<b>POTENTIAL SPILL AND LIABILITY</b> Facility has a list of potentially responsible parties PRP	NO
<b>TOTAL ISS</b>	1

# SECTION 4: ACUTE DETAILED REPORTS

## AST MANAGEMENT

Facility has reported emergency releases to the soil

DATA AS: Emergency Response Notification System ERNS

5601 SILVER CREEK VALLEY RD.  
5601 SILVER CREEK VALLEY RD.  
SAN JOSE, CA  
EDR ID #2010956676

### ERNS:

Site ID: 2010956676  
Incident cause: EQUIPMENT FAILURE  
Incident type: FIXED  
Incident date: 10/11/2010 4:00:00 PM  
Incident TG: OCCURRED  
Inc location: Not reported  
Incident address: 5601 SILVER CREEK VALLEY RD.  
SAN JOSE, CA  
Distance from city: Not reported  
Distance Unit: Not reported  
Lat/Long: /  
Lat/Long quad: /  
Incident date: 10/11/2010 4:00:00 PM  
Township/section/range://

Fire involved: No  
Fire extinguished: Unknown  
Passengers Transferred: NO  
Any evacuees: No  
Number of evacs: Not reported  
Who evacuated: Not reported  
Radius of evacuation: Not reported  
Any injuries: No  
Number injured: Not reported  
Number hospitalized: Not reported  
Any fatalities: No  
Any damage: No  
Damage amount: Not reported  
Air corridor desc: Not reported  
Air corridor closed: Not reported  
Water description: Not reported  
Water closed: No  
Water closed time: Not reported  
Road closed: No  
Road closed desc: Not reported  
Road closed time: Not reported  
Closure direction: Not reported  
Major artery: No  
Track closed: No  
Track closed time: Not reported  
Tr. close direction: Not reported  
Track description: Not reported  
Media interest: NONE  
Medium affected: LAND  
Additional medium: /VAULT AREA  
Body of water: Not reported  
Tributary: Not reported  
Release secured: Yes  
Est. duration of rel.: Not reported  
Release rate: Not reported  
Rel. rate units: Not reported  
Rel. per units: Not reported  
Remedial action: WILL PUMP THE OIL WATER OUT OF THE VAULT.  
Agency on scene: NONE  
Other agency: Not reported  
State agency notified: CA-OES, SANTA CLARA COUNTY ENVIR. HEALTH  
State report #: 10-6135  
Fed. agency notified: NONE  
Weather: SUNNY  
Air temp: Not reported  
Wind speed: Not reported  
Wind speed unit: Not reported  
Wind direction: Not reported  
Water contaminated: Unknown  
Sheen size: Not reported  
Sheen size units: Not reported  
Sheen color: Not reported  
Sheen odor: Not reported  
Sheen length: Not reported

# SECTION 1: ACFT DATAL REPORTS

...Continued...

Sheen len. units: Not reported  
 Sheen width: Not reported  
 Sheen wid. units: Not reported  
 Sheen direction: Not reported  
 Wave condit: Not reported  
 Current speed: Not reported  
 Current speed units: Not reported  
 Current direction: Not reported  
 Water temp: Not reported  
 Employees injured: Not reported  
 Employee fatalities: Not reported  
 Passengers injured: Not reported  
 Passenger fatalities: Not reported  
 Occupant fatalities: Not reported  
 Community impact: Not reported  
 Offshore: No

Addition info: CALLER HAD NO ADDITIONAL INFORMATION.  
 Incident description: CALLER IS REPORTING THAT MINERAL OIL (NON-PCB) DISCHARGED FROM AN UNDERGROUND ENCLOSURE SWITCH DUE TO EQUIPMENT FAILURE.

Aircraft type: Not reported  
 Aircraft model: Not reported  
 Aircraft ID: Not reported  
 Aircraft fuel cap: Not reported  
 Capacity units: Not reported  
 Fuel onboard: Not reported  
 Fuel units: Not reported  
 Spot number: Not reported  
 AC hanger: Not reported  
 AC runway: Not reported  
 Mile marker: Not reported  
 Building ID: Not reported  
 Type fixed ob: OTHER  
 Power gen facility: No  
 Generation capacity: Not reported  
 Fuel type: Not reported  
 NPDES: Not reported  
 NPDES compliance: Unknown  
 Pipe type: Not reported  
 DOT regulated: Unknown  
 Pipe above: ABOVE  
 Exposed underwtr: No  
 Pipe covered: Unknown  
 Grade crossing: Unknown  
 Location subdivision: Not reported  
 Railroad milepost: Not reported  
 Vehicle type: Not reported  
 Crossing device: Not reported  
 Device operational: Unknown  
 DOT crossing #: Not reported  
 Brakes failed: Unknown  
 Tank description: Not reported  
 Above ground tank: ABOVE  
 Tank regulated: Unknown  
 Tank ID: Not reported  
 Tank regulated by: Not reported  
 Tank capacity: Not reported  
 Capacity units: Not reported  
 Actual amount: Not reported  
 Amount units: Not reported  
 Transportable container: Unknown  
 Platform rig name: Not reported  
 Platform letter: Not reported  
 Local area ID: Not reported  
 Local block ID: Not reported  
 OCSG number: Not reported  
 State lease #: Not reported  
 Pier dock #: Not reported  
 Berth slip #: Not reported  
 Initial continuous rel #: Not reported  
 Cont. rel permit: Not reported  
 Allision: Unknown  
 Structure type: Not reported  
 Structure: Not reported  
 Structure operator: U  
 Air bag deployed: Unknown  
 Date time normal srv: Not reported  
 Service disruption time: Not reported  
 Transit bus flag: Not reported  
 Begin date: Not reported  
 End date: Not reported  
 Change date: Not reported  
 Passenger Delay: XXX  
 Passenger Handling: Not reported  
 Passenger Route: XXX

# SECTION : ACCLT D T A L R P O R T S

...Continued...

Railroad Hotline: Not reported  
Call received date: 10/11/2010 11:22:19 PM  
Complete date: 10/11/2010 11:26:43 PM  
Call Type: INC  
Responsible company: PACIFIC GAS AND ELECTRIC  
RC organization type: PUBLIC UTILITY  
MARYSVILLE, CA 95901  
On behalf: Yes  
Source: TELEPHONE  
  
Spilled material name: OIL, MISC: MINERAL  
Material CHRIS code: OMN  
Mat. CAS number: 000000-00-0  
Material UN #: Not reported  
Amount of spilled mat.: 20  
Mat. amount unit: GALLON(S)  
Mat. reached water: NO  
Amount in water: Not reported  
Amount in water units: Not reported

## SECTION 1: DATA SOURCES AND PDATA DATAS

To maintain currency of the following federal, state and local databases, EDR contacts the appropriate government agency on a monthly or quarterly basis as required.

**lapsed ASTM days:** Provides confirmation that this report meets or exceeds the 90-day updating requirement of the ASTM standard.

### DATASOURCE FOUND IN THIS REPORT

**ERNS: Emergency Response Notification System**

Source: National Response Center, United States Coast Guard

Telephone: 202-267-2180

Emergency Response Notification System. ERNS records and stores information on reported releases of oil and hazardous substances.

Date of Government Version: 10/03/2011  
Database Release Frequency: Annually

Date of Last EDR Contact: 01/06/2012  
Date of Next Scheduled Update: 04/16/2012

## EXHIBIT A

The land referred to is situated in the County of Santa Clara, City of San Jose, State of California, and is described as follows:

Parcel A:

Parcel 1, as shown on that Parcel Map filed for record in the Office of the Recorder of the County of Santa Clara, State of California on May 18, 2000 in Book 727 of Maps, Page(s) 41, 42 and 43.

EXCEPTING THEREFROM the underground water rights as conveyed to City of San Jose, a municipal corporation, by Deed recorded January 30, 1997, in Serial No. 13596562 of Official Records, without right of surface entry.

EXCEPTING THEREFROM an easement for ingress, egress and parking purposes over that portion of land designated and delineated as "Ingress-Egress & Parking Easement" on that Parcel Map filed for record in the Office of the Recorder of the County of Santa Clara on May 18, 2000 in Book 727 of Maps, Page(s) 41, 42 and 43.

Parcel B:

An easement for ingress, egress and parking purposes over that portion of Parcel 2, designated and delineated as "Ingress-Egress & Parking Easement" on that Parcel Map filed for record in the Office of the Recorder of the County of Santa Clara on May 18, 2000 in Book 727 of Maps, Page(s) 41, 42 and 43.

APN: 679-29-006  
T685-38-81

Parcel C:

Parcel 2, as shown on that Parcel Map filed for record in the Office of the Recorder of the County of Santa Clara, State of California on May 18, 2000 in Book 727 of Maps, Page(s) 41, 42 and 43.

EXCEPTING THEREFROM the underground water rights as conveyed to City of San Jose, a municipal corporation, by Deed recorded January 30, 1997, in Serial No. 13596562 of Official Records, without right of surface entry.

EXCEPTING THEREFORM an easement for ingress, egress and parking purposes over that portion of land designated and delineated as "Ingress-Egress & Parking Easement" on that Parcel Map filed for record in the Office of the Recorder of the County of Santa Clara on May 18, 2000 in Book 727 of Maps, Page(s) 41, 42 and 43.

Parcel D:



An easement for ingress, egress and parking purposes over that portion of Parcel 1, designated and delineated as "Ingress-Egress & Parking Easement" on that Parcel Map filed for record in the Office of the Recorder of the County of Santa Clara on May 18, 2000 in Book 727 of Maps, Page(s) 41, 42 and 43.

APN: 679-29-007  
T685-38-82



**OLD REPUBLIC**  
TITLE COMPANY

1900 The Alameda  
San Jose, CA 95126  
(408) 557-8400 Fax: (408) 249-2314

## PRELIMINARY REPORT

INTERO REAL ESTATE SERVICES  
5898 SILVER CREEK VALLEY ROAD  
SAN JOSE, CA 95138

Attention: ED ABELITE

Our Order Number 0616007843-SL

Customer Reference SILVER CREEK PLAZA, A  
CALIFORNIA CORPORATION

When Replying Please Contact:

Sharon LaFountain  
SLaFountain@ortc.com  
(408) 557-8400

Property Address:

5601 - 5667 Silver Creek Valley Road, San Jose, CA 95138

In response to the above referenced application for a policy of title insurance, OLD REPUBLIC TITLE COMPANY hereby reports that it is prepared to issue, or cause to be issued, as of the date hereof, a Policy or Policies of Title Insurance describing the land and the estate or interest therein hereinafter set forth, insuring against loss which may be sustained by reason of any defect, lien or encumbrance not shown or referred to as an Exception below or not excluded from coverage pursuant to the printed Schedules, Conditions and Stipulations of said policy forms.

The printed Exceptions and Exclusions from the coverage and Limitations on Covered Risks of said Policy or Policies are set forth in Exhibit A attached. The policy to be issued may contain an arbitration clause. When the Amount of Insurance is less than that set forth in the arbitration clause, all arbitrable matters shall be arbitrated at the option of either the Company or the Insured as the exclusive remedy of the parties. Limitations on Covered Risks applicable to the Homeowner's Policy of Title Insurance which establish a Deductible Amount and a Maximum Dollar Limit of Liability for certain coverages are also set forth in Exhibit A. Copies of the Policy forms should be read. They are available from the office which issued this report.

**Please read the exceptions shown or referred to below and the exceptions and exclusions set forth in Exhibit A of this report carefully. The exceptions and exclusions are meant to provide you with notice of matters which are not covered under the terms of the title insurance policy and should be carefully considered.**

**It is important to note that this preliminary report is not a written representation as to the condition of title and may not list all liens, defects, and encumbrances affecting title to the land.**

This report (and any supplements or amendments hereto) is issued solely for the purpose of facilitating the issuance of a policy of title insurance and no liability is assumed hereby. If it is desired that liability be assumed prior to the issuance of a policy of title insurance, a Binder or Commitment should be requested.

Dated as of October 5, 2011, at 7:30 AM

**OLD REPUBLIC TITLE COMPANY**  
For Exceptions Shown or Referred to, See Attached

Page 1 of 16 Pages

OLD REPUBLIC TITLE COMPANY  
ORDER NO. 0616007843-SL

The form of policy of title insurance contemplated by this report is:

ALTA Loan Policy - 2006. A specific request should be made if another form or additional coverage is desired.

The estate or interest in the land hereinafter described or referred or covered by this Report is:

Fee as to Parcel(s) A and C and an Easement as to Parcel(s) B and D

Title to said estate or interest at the date hereof is vested in:

Canyon Creek Plaza, a California limited partnership

The land referred to in this Report is situated in the County of Santa Clara, City of San Jose, State of California, and is described as follows:

Parcel A:

Parcel 1, as shown on that Parcel Map filed for record in the Office of the Recorder of the County of Santa Clara, State of California on May 18, 2000 in Book 727 of Maps, Page(s) 41, 42 and 43.

EXCEPTING THEREFROM the underground water rights as conveyed to City of San Jose, a municipal corporation, by Deed recorded January 30, 1997, in Serial No. 13596562 of Official Records, without right of surface entry.

EXCEPTING THEREFROM an easement for ingress, egress and parking purposes over that portion of land designated and delineated as "Ingress-Egress & Parking Easement" on that Parcel Map filed for record in the Office of the Recorder of the County of Santa Clara on May 18, 2000 in [Book 727 of Maps, Page\(s\) 41, 42 and 43](#).

Parcel B:

An easement for ingress, egress and parking purposes over that portion of Parcel 2, designated and delineated as "Ingress-Egress & Parking Easement" on that Parcel Map filed for record in the Office of the Recorder of the County of Santa Clara on May 18, 2000 in Book 727 of Maps, Page(s) 41, 42 and 43.

APN: 679-29-006  
T685-38-81

Parcel C:

Parcel 2, as shown on that Parcel Map filed for record in the Office of the Recorder of the County of Santa Clara, State of California on May 18, 2000 in Book 727 of Maps, Page(s) 41, 42 and 43.

EXCEPTING THEREFROM the underground water rights as conveyed to City of San Jose, a municipal corporation, by Deed recorded January 30, 1997, in Serial No. 13596562 of Official Records, without right of surface entry.

EXCEPTING THEREFROM an easement for ingress, egress and parking purposes over that portion of land designated and delineated as "Ingress-Egress & Parking Easement" on that Parcel Map filed for record in the

OLD REPUBLIC TITLE COMPANY  
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Office of the Recorder of the County of Santa Clara on May 18, 2000 in Book 727 of Maps, Page(s) 41, 42 and 43.

Parcel D:

An easement for ingress, egress and parking purposes over that portion of Parcel 1, designated and delineated as "Ingress-Egress & Parking Easement" on that Parcel Map filed for record in the Office of the Recorder of the County of Santa Clara on May 18, 2000 in Book 727 of Maps, Page(s) 41, 42 and 43.

APN: 679-29-007  
T685-38-82

At the date hereof exceptions to coverage in addition to the Exceptions and Exclusions in said policy form would be as follows:

1. Taxes and assessments, general and special, for the fiscal year 2011 - 2012, as follows:

Assessor's Parcel No	:	679-29-006	
Code No.	:	17-028	
1st Installment	:	\$37,302.83	NOT Marked Paid
2nd Installment	:	\$37,302.83	NOT Marked Paid
Land Value	:	\$812,357.00	
Imp. Value	:	\$2,582,257.00	

Affects Parcel A

2. Assessment No. 24R for Assessment in the original amount of \$23,115.44 payable with the real property taxes beginning with the fiscal year 2011 - 2012.
3. Any special tax which is now a lien and that may be levied within the Maint Dist #15, a notice(s) for which having been recorded.

NOTE: Among other things, there are provisions in said Notice for a special tax to be levied annually, the amounts of which are to be added to and collected with the property taxes.

NOTE: The current annual amount levied against this land is \$3,763.78.

OLD REPUBLIC TITLE COMPANY  
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4. Taxes and assessments, general and special, for the fiscal year 2011 - 2012, as follows:

Assessor's Parcel No	:	679-29-007	
Code No.	:	17-028	
1st Installment	:	\$89,255.56	NOT Marked Paid
2nd Installment	:	\$89,255.56	NOT Marked Paid
Land Value	:	\$900,776.00	
Imp. Value	:	\$9,773,231.00	

Affects Parcel C

5. Assessment No. 24R for Assessment in the original amount of \$25,676.00 payable with the real property taxes beginning with the fiscal year 2011 - 2012.

6. Any special tax which is now a lien and that may be levied within the Maint Dist #15, a notice(s) for which having been recorded.

NOTE: Among other things, there are provisions in said Notice for a special tax to be levied annually, the amounts of which are to be added to and collected with the property taxes.

NOTE: The current annual amount levied against this land is \$4,173.52.

7. The lien of supplemental taxes, if any, assessed pursuant to the provisions of Section 75, et seq., of the Revenue and Taxation Code of the State of California.

8. Any easement for water course over that portion of said land lying within the banks of Silver Creek and any changes in the boundary lines of said land that have occurred or may hereafter occur from natural causes.

9. Terms and provisions as contained in an instrument,

Entitled	:	Agreement By Owner or his Successors in Interest to Construct and Maintain Land Development Improvements for Fire Protection
Executed By	:	County of Santa Clara and John Bettencourt, et al
Recorded	:	<a href="#">November 2, 1979 in Book E914 of Official Records, Page 95 under Recorder's Serial Number 6549212</a>

OLD REPUBLIC TITLE COMPANY  
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10. Conditions contained and/or referred to in an instrument

Entitled : Notice of Granting of a Planned Development Permit  
By : City of San Jose  
Recorded : April 13th, 1990 in Book L321 of Official Records, Page  
319 under Recorder's Serial Number [10487764](#)

Which, among : (Affects: Said land).  
other things,  
provides

Amendment of Notice of Granting of a Planned Development Permit,  
Recorded : August 10, 1998, under Recorder's Series No.  
[14327471](#), Official Records

11. An Agreement, affecting said land, for the purposes state herein and subject to the terms covenants, conditions, restrictions and easements, if any, contained therein

For : Silver Creek Valley Country Club Project  
Dated : April 13, 1990  
Executed by : The City of San Jose and Shea Homes Limited  
Partnership  
Recorded : April 24, 1990 in Book L331, page 597, Official Records  
under Recorder's Serial Number [10497758](#) First  
Amendment thereto recorded January 13, 1992 in Book  
M004, page 1232, Official Records. under Recorder's  
Serial Number [11198319](#) Second Amendment thereto  
recorded February 14, 1996 in Book P204, page 1246,  
Official Records. under Recorder's Serial Number  
[13195949](#)

12. An easement affecting that portion of said land and for the purposes stated herein and incidental purposes as provided in the following instrument:

Granted to : City of San Jose, a municipal corporation  
For : Sanitary sewer  
Recorded : April 5th, 1991 in Book L666 of Official Records, Page  
1682  
Affects : Northwesterly portion as disclosed in said document and  
as shown on the filed Map under Recorder's Serial  
Number [10856815](#)

OLD REPUBLIC TITLE COMPANY  
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13. An easement affecting that portion of said land and for the purposes stated herein and incidental purposes as shown on the map filed on January 30th, 1997 in Book 685 of Maps, at Pages 38-44

For : Public Service  
Affects : Portion of premises

14. An easement affecting that portion of said land and for the purposes stated herein and incidental purposes as shown on the map filed on January 30th, 1997 in Book 685 of Maps, at Page 38-44.

For : Scismic Setback  
Affects : Portion of premises

15. Conditions contained and/or referred to in an instrument

Entitled : Notice of Granting of a Planned Development Permit  
By : City of San Jose  
Recorded : January 16th, 1998 in Official Records under Recorder's  
Serial Number [14013697](#)

16. Conditions contained and/or referred to in an instrument

Entitled : Notice of Granting of a Planned Development Permit  
Amendment  
By : City of San Jose  
Recorded : January 16th, 1998 in Official Records under Recorder's  
Serial Number [14013702](#)

17. Conditions contained and/or referred to in an instrument

Entitled : Notice of Granting of a Planned Development Permit  
Amendment  
By : City of San Jose  
Recorded : January 16th, 1998 in Official Records under Recorder's  
Serial Number [14460560](#)

OLD REPUBLIC TITLE COMPANY  
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18. Covenants, Conditions and Restrictions which do not contain express provisions for forfeiture or reversion of title in the event of violation, but omitting any covenants or restrictions if any, based upon race, color, religion, sex, handicap, familial status, or national origin unless and only to the extent that said covenant (a) is exempt under Title 42, Section 3607 of the United States Code or (b) relates to handicap but does not discriminate against handicapped persons, as provided in an instrument

Recorded : December 10th, 1998 in Official Records under  
Recorder's Serial Number [14543230](#)

Said Covenants, Conditions and Restrictions provide that a violation thereof shall not defeat or render invalid the lien of any Mortgage or Deed of Trust made in good faith and for value.

NOTE: "If this document contains any restriction based on race, color, religion, sex, sexual orientation, familial status, marital status, disability, national origin, source of income as defined in subdivision (p) of section 12955, or ancestry, that restriction violates state and federal fair housing laws and is void, and may be removed pursuant to Section 12956.2 of the Government Code. Lawful restrictions under state and federal law on the age of occupants in senior housing or housing for older persons shall not be construed as restrictions based on familial status."

19. Deed of Trust to secure the performance of an obligation and any other terms,

Trustor : Canyon Creek Plaza, a California limited partnership  
Trustee : First American Title Insurance Company, a California corporation  
Beneficiary : Shea Homes Limited Partnership, a California limited partnership  
Dated : November 30th, 1998  
Recorded : December 10th, 1998 in Official Records under  
Recorder's Serial Number [14543232](#)  
  
Returned to : 25 Metro Drive, Suite 300, San Jose, CA 95110  
Address



OLD REPUBLIC TITLE COMPANY  
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NOTE: Said Deed of Trust, by the provisions of an agreement,

Dated : January 10th, 2001  
Recorded : March 8th, 2001 in Official Records, under Recorder's Serial Number [15585598](#) executed by Shea Homes Limited Partnership, a California limited partnership, was made subordinate to the Deed of Trust referred to herein as Series No. 15585596.

20. Lease upon the terms, covenants and conditions contained therein.

Dated : September 3rd, 1999  
Lessor : Canyon Creek Plaza, a California limited partnership  
Lessee : Blockbuster Inc.  
Disclosed by : Memorandum of Lease  
Recorded : March 21st, 2000 in Official Records, under Recorder's Serial Number [15185965](#)

NOTE: The present ownership of said leasehold or leaseholds and other matters affecting the interest of the lessee or lessees are not shown herein.

21. An easement affecting that portion of said land and for the purposes stated herein and incidental purposes as shown on the filed map.

For : Ingress - Egress and Parking  
Affects : Northeasterly portion

For : Traffic signal  
Affects : Northeasterly portion

For : Storm drainage  
Affects : Northwesterly portion

For : Regional Trail  
Affects : Southerly and Southwesterly portion

OLD REPUBLIC TITLE COMPANY  
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22. 8 unrecorded Leases as disclosed by 8 notices of Non-Responsibility recorded September 15th, 2000, Series Numbers [15392553](#) through [15392560](#) inclusive, Official Records in which Canyon Creek Plaza is named Lessor, and the following are named as Lessees 1) Cosentino's Market 2) Sushi Restaurant 3) Dr. Michael Stepovich, D.D.S. 4) Starbucks 5) Spivac's Restaurant 6) A Trade, Inc., a Wyoming Corporation 7) Dr. Hamada, DDS 8) Megabyte Pizza Co.
23. Deed of Trust to secure an indebtedness of the amount stated below and any other amounts payable under the terms thereof,

Amount : \$10,600,000.00  
Trustor/Borrower : Canyon Creek Plaza, a California limited partnership  
Trustee : First American Title Insurance Company  
Beneficiary/Lender : General Electric Capital Corporation, a New York Corporation  
Dated : March 1st, 2001  
Recorded : March 8th, 2001 in Official Records under Recorder's Serial Number [15585596](#)  
Loan No. : 76-0020621

In Connection therewith, said trustors executed an Assignment of Leases and Rents,

Dated : March 1, 2001  
Recorded : [March 8, 2001 in Official Records under Recorder's Serial Number 15585597](#)  
Returned to Address : 650 Town Center Drive, 4th Floor, Costa Mesa, California 92626-1925

The record beneficial interest under said Deed of Trust as a result of the last recorded assignment thereof is,

Vested In : Lasalle Bank National Association, as Trustee for the registered holders of GE Capital Commercial Mortgage Corporation, Commercial Mortgage Pass-Through Certificates, Series 2001-1  
By Assignment From : General Electric Capital Corporation, a New York corporation  
Dated : April 27, 2001  
Recorded : April 11, 2002 in Official Records under Recorder's Serial Number 16207477  
Returned to Address : 505 A San Marin Drive, Suite 300, Novato, CA 94945

OLD REPUBLIC TITLE COMPANY  
ORDER NO. 0616007843-SL

24. A Notice as follows:

Entitled : Notice of Granting of a Permit  
By : City of San Jose  
Recorded : September 23rd, 2003 in Official Records under  
Recorder's Serial Number [17368206](#)

25. An unrecorded lease upon the terms, covenants, and conditions contained or referred to therein,

Lessor : Canyon Creek Plaza, L.P.  
Lessee : El Patron, LLC  
Disclosed by : Notice of Nonresponsibility  
Dated : February 7, 2005  
Recorded : [February 15, 2005 in Official Records under Recorder's Serial Number 18233136](#)  
Return to Address : 3330 Clayton Road, Suite D Concord, CA 94519

NOTE: The present ownership of said leasehold or leaseholds and other matters affecting the interest of the lessee or lessees are not shown herein.

26. An unrecorded lease upon the terms, covenants, and conditions contained or referred to therein,

Lessor : Canyon Creek Plaza LP, a California limited partnership  
Lessee : Comerica Bank  
Disclosed by : Notice of Non-Responsibility  
Dated : August 1, 2005  
Recorded : [September 8, 2005 in Official Records under Recorder's Serial Number 18566227](#)  
Return to Address : P.O. Box 550, Mill Valley, CA 94942

NOTE: The present ownership of said leasehold or leaseholds and other matters affecting the interest of the lessee or lessees are not shown herein.

OLD REPUBLIC TITLE COMPANY  
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27. An unrecorded lease upon the terms, covenants, and conditions contained or referred to therein,

Lessor : Canyon Creek Plaza, a California limited partnership  
Lessee : Nextel of California, Inc., a Delaware corporation  
Disclosed by : Memorandum of Agreement  
Dated : November 28, 2005  
Recorded : [February 13, 2006 in Official Records under Recorder's Serial Number 18806085](#)  
Return to Address : 1255 Treat Boulevard, Suite 800, Walnut Creek, CA 94597

Affects Parcel C

NOTE: The present ownership of said leasehold or leaseholds and other matters affecting the interest of the lessee or lessees are not shown herein.

28. An unrecorded lease upon the terms, covenants, and conditions contained or referred to therein,

Lessor : Canyon Creek Plaza, L.P.  
Lessee : Victoria Rose, Individually and Pierre Dinh, Individually  
Disclosed by : Notice of Non-Responsibility  
Dated : July 17, 2006  
Recorded : [July 17, 2006 in Official Records under Recorder's Serial Number 19022909](#)  
Return to Address : P.O. Box 550, Mill Valley, CA 94942

Affects Parcel A

NOTE: The present ownership of said leasehold or leaseholds and other matters affecting the interest of the lessee or lessees are not shown herein.

29. An unrecorded lease upon the terms, covenants, and conditions contained or referred to therein,

Lessor : Canyon Creek Plaza, L.P.  
Lessee : New Cingular Wireless PCS, LLC  
Disclosed by : Notice of Non-Responsibility  
Dated : July 17, 2006  
Recorded : [July 17, 2006 in Official Records under Recorder's Serial Number 19022910](#)  
Return to Address : P.O. Box 550, Mill Valley, CA 94942

Affects Parcel A

OLD REPUBLIC TITLE COMPANY  
ORDER NO. 0616007843-SL

NOTE: The present ownership of said leasehold or leaseholds and other matters affecting the interest of the lessee or lessees are not shown herein.

30. An unrecorded lease upon the terms, covenants, and conditions contained or referred to therein,

Lessor : Canyon Creek Plaza, L.P.  
Lessee : Nextel of California, Inc.  
Disclosed by : Notice of Non-Responsibility  
Dated : September 26, 2006  
Recorded : [October 2, 2006 in Official Records under Recorder's Serial Number 19127070](#)  
Return to Address : P.O. Box 550, Mill Valley, CA 94942

NOTE: The present ownership of said leasehold or leaseholds and other matters affecting the interest of the lessee or lessees are not shown herein.

31. An unrecorded lease upon the terms, covenants, and conditions contained or referred to therein,

Lessor : Canyon Creek Plaza, a California limited partnership  
Lessee : Omnipoint Communications, Inc.  
Disclosed by : Memorandum of Lease  
Dated : December 5, 2005  
Recorded : [December 21, 2006 in Official Records under Recorder's Serial Number 19236066](#)  
Return to Address : 2925 Country Drive, Suite 201, St. Paul, MN 55117

Affects Parcel C

NOTE: The present ownership of said leasehold or leaseholds and other matters affecting the interest of the lessee or lessees are not shown herein.

OLD REPUBLIC TITLE COMPANY  
ORDER NO. 0616007843-SL

32. Financing Statement (UCC-1) as follows:

Debtor : El Patron  
Mailing Address : 5635 Silver Creek Valley Road #F, San Jose, CA 95138  
Additional Debtor (if any) : Joseph R. Melendez, Jr.  
Mailing Address : 5635 Silver Creek Valley Road #F, San Jose, CA 95138  
Secured Party : El Patron LLC  
Types/Items of Property Covered (collateral) : All assets (including stock in trade, both present and existing or acquired in the future by accession, replacement, or by any other means as well as any proceeds, including all furniture, furnishings, and equipment)  
  
Record Owner of Real Property as shown : 5635 Silver Creek Valley Road #F, San Jose, CA 95138  
Recorded : [July 25, 2008 in Official Records under Recorder's Serial Number 19935154](#)  
Copy Returned to : 3031 Tisch Way, Suite 310, San Jose, CA 95128

33. An unrecorded lease upon the terms, covenants, and conditions contained or referred to therein,

Lessor : Canyon Creek Plaza, L.P.  
Lessee : Iqvinder S. Gill, Individually and Baljit S. Chahal, Individually  
Disclosed by : Notice of Non-Responsibility  
Dated : December 17, 2010  
Recorded : [December 28, 2010 in Official Records under Recorder's Serial Number 21025721](#)  
Return to Address : P.O. Box 550, Mill Valley, CA 94942

NOTE: The present ownership of said leasehold or leaseholds and other matters affecting the interest of the lessee or lessees are not shown herein.

OLD REPUBLIC TITLE COMPANY  
ORDER NO. 0616007843-SL

34. Claim of Lien for labor materials and/or services furnished as follows:

By : Tyrone Barber Construction, Inc.  
Amount : \$270,500.00  
For : The following labor, services, equipment or materials furnished by  
Claimant: Construction, labor and materials necessary for  
improvements to the Canyon Creek pet Hospital.

At request of or  
contract with : Canyon Creek Plaza, a California limited partnership  
Dated : February 23, 2011  
Recorded : [February 23, 2011 in Official Records under Recorder's Serial  
Number 21091842](#)

Returned to  
Address : 825 Van Ness Avenue, 4th Floor San Francisco, CA 94109

35. An unrecorded lease upon the terms, covenants, and conditions contained or referred to therein,

Lessor : Canyon Creek Plaza, L.P.  
Lessee : New Leaf Community Markets, Inc.  
Disclosed by : Notice of Non-Responsibility  
Dated : July 8, 2011  
Recorded : [July 18, 2011 in Official Records under Recorder's Serial Number  
21246908](#)  
Return to Address : P.O. Box 550, Mill Valley, CA 94942

NOTE: The present ownership of said leasehold or leaseholds and other matters affecting the interest of the lessee or lessees are not shown herein.

36. Any unrecorded and subsisting leases.

37. Rights and claims of parties in possession.

38. The requirement that this Company be provided with an opportunity to inspect the land (the Company reserves the right to make additional exceptions and/or requirements upon completion of its inspection).

39. NOTE: A certified copy of a Certificate Of Limited Partnership – Form LP-1 filed in the office of the Secretary of State for Canyon Creek Plaza, a California limited partnership was recorded [December 18, 1998 in Official Records under Recorder's Serial Number 14543228](#), disclosing all the general partners as then being:

Twenty Second Century Development, Inc.

All the general partners should sign on behalf of said partnership, or at least authorize or ratify in writing anything executed by less than all general partners.

----- **Informational Notes** -----

- A. The applicable rate(s) for the policy(s) being offered by this report or commitment appears to be section(s) 2.2.
- B. The above numbered report (including any supplements or amendments thereto) is hereby modified and/or supplemented to reflect the following additional items relating to the issuance of an American Land Title Association loan form policy:

NONE

NOTE: Our investigation has been completed and there is located on said land a commercial building known as 5601 - 5667 Silver Creek Valley Road, San Jose, CA 95138.

The ALTA loan policy, when issued, will contain the CLTA 100 Endorsement and 116 series Endorsement.

Unless shown elsewhere in the body of this report, there appear of record no transfers or agreements to transfer the land described herein within the last three years prior to the date hereof, except as follows:

NONE



**OLD REPUBLIC TITLE COMPANY**  
**ORDER NO. 0616007843-SL**

C. NOTE: The last recorded transfer or agreement to transfer the land described herein is as follows:

Instrument  
Entitled : Grant Deed  
By/From : Shea Homes Limited Partnership, a California limited partnership  
To : Canyon Creek Plaza, a California limited partnership  
Dated : November 30, 1998  
Recorded : [December 10, 1998 in Official Records under Recorder's Serial Number 14543231](#)

If you anticipate having funds wired to Old Republic Title Company, our wiring information is as follows: Comerica Bank, 275 Battery Street, San Francisco CA 94111, credit to the account of: Old Republic Title Company Account Number 1892529965, ABA Number 121137522.

When instructing the financial institution to wire funds, it is very important that you reference Old Republic Title's Escrow Number 0616007843.

Note: Automated Clearing House (ACH) transfers are not accepted in lieu of wired funds, except when received from a governmental agency.

Funds deposited directly into an account of Old Republic Title Company at a Comerica Bank branch are subject to verification and may cause a delay in closing.

Should you have any questions in this regard, please contact your Escrow or Title Officer immediately.

**AMERICAN LAND TITLE ASSOCIATION  
LOAN POLICY OF TITLE INSURANCE - 2006  
EXCLUSIONS FROM COVERAGE**

The following matters are expressly excluded from the coverage of this policy, and the Company will not pay loss or damage, costs, attorneys' fees, or expenses that arise by reason of:

1. (a) Any law, ordinance, permit, or governmental regulation (including those relating to building and zoning) restricting, regulating, prohibiting, or relating to
  - (i) the occupancy, use, or enjoyment of the Land;
  - (ii) the character, dimensions, or location of any improvement erected on the Land;
  - (iii) the subdivision of land; or
  - (iv) environmental protection; or the effect of any violation of these laws, ordinances, or governmental regulations. This Exclusion 1(a) does not modify or limit the coverage provided under Covered Risk 5.
- (b) Any governmental police power. This Exclusion 1(b) does not modify or limit the coverage provided under Covered Risk 6.
2. Rights of eminent domain. This Exclusion does not modify or limit the coverage provided under Covered Risk 7 or 8.
3. Defects, liens, encumbrances, adverse claims, or other matters
  - (a) created, suffered, assumed, or agreed to by the Insured Claimant;
  - (b) not Known to the Company, not recorded in the Public Records at Date of Policy, but Known to the Insured Claimant and not disclosed in writing to the Company by the Insured Claimant prior to the date the Insured Claimant became an Insured under this policy;
  - (c) resulting in no loss or damage to the Insured Claimant;
  - (d) attaching or created subsequent to Date of Policy (however, this does not modify or limit the coverage provided under Covered Risk 11, 13, or 14); or
  - (e) resulting in loss or damage that would not have been sustained if the Insured Claimant had paid value for the Insured Mortgage.
4. Unenforceability of the lien of the Insured Mortgage because of the inability or failure of an Insured to comply with applicable doing-business laws of the state where the Land is situated.
5. Invalidity or unenforceability in whole or in part of the lien of the Insured Mortgage that arises out of the transaction evidenced by the Insured Mortgage and is based upon usury or any consumer credit protection or truth-in-lending law.
6. Any claim, by reason of the operation of federal bankruptcy, state insolvency, or similar creditors' rights laws, that the transaction creating the lien of the Insured Mortgage, is
  - (a) a fraudulent conveyance or fraudulent transfer, or
  - (b) a preferential transfer for any reason not stated in Covered Risk 13(b) of this policy.
7. Any lien on the Title for real estate taxes or assessments imposed by governmental authority and created or attaching between Date of Policy and the date of recording of the Insured Mortgage in the Public Records. This Exclusion does not modify or limit the coverage provided under Covered Risk 11(b).

**EXCEPTIONS FROM COVERAGE – SCHEDULE B, PART 1, SECTION ONE**

This policy does not insure against loss or damage (and the Company will not pay costs, attorneys' fees or expenses) that arise by reason of:

1. (a) Taxes or assessments that are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the Public Records; (b) proceedings by a public agency that may result in taxes or assessments, or notices of such proceedings, whether or not shown by the records of such agency or by the Public Records.
2. Any facts, rights, interests, or claims that are not shown by the Public Records but that could be ascertained by an inspection of the Land or that may be asserted by persons in possession of the Land.
3. Easements, liens or encumbrances, or claims thereof, not shown by the Public Records.
4. Any encroachment, encumbrance, violation, variation, or adverse circumstance affecting the Title that would be disclosed by an accurate and complete land survey of the Land and not shown by the Public Records.
5. (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) water rights, claims or title to water, whether or not the matters excepted under (a), (b), or (c) are shown by the Public Records.
6. Any lien or right to a lien for services, labor or material not shown by the public records.

## **Old Republic Title Company**

### **Privacy Policy Notice**

#### **PURPOSE OF THIS NOTICE**

Title V of the Gramm-Leach-Bliley Act (GLBA) generally prohibits any financial institution, directly or through its affiliates, from sharing nonpublic personal information about you with a nonaffiliated third party unless the institution provides you with a notice of its privacy policies and practices, such as the type of information that it collects about you and the categories of persons or entities to whom it may be disclosed. In compliance with the GLBA, we are providing you with this document, which notifies you of the privacy policies and practices of Old Republic Title Company

We may collect nonpublic personal information about you from the following sources:

- Information we receive from you such as on applications or other forms.

- Information about your transactions we secure from our files, or from [our affiliates or] others.

- Information we receive from a consumer reporting agency.

- Information that we receive from others involved in your transaction, such as the real estate agent or lender.

Unless it is specifically stated otherwise in an amended Privacy Policy Notice, no additional nonpublic personal information will be collected about you.

We may disclose any of the above information that we collect about our customers or former customers to our affiliates or to nonaffiliated third parties as permitted by law.

We also may disclose this information about our customers or former customers to the following types of nonaffiliated companies that perform marketing services on our behalf or with whom we have joint marketing agreements:

- Financial service providers such as companies engaged in banking, consumer finance, securities and insurance.

- Non-financial companies such as envelope stuffers and other fulfillment service providers.

**WE DO NOT DISCLOSE ANY NONPUBLIC PERSONAL INFORMATION ABOUT YOU WITH ANYONE FOR ANY PURPOSE THAT IS NOT SPECIFICALLY PERMITTED BY LAW.**

We restrict access to nonpublic personal information about you to those employees who need to know that information in order to provide products or services to you. We maintain physical, electronic, and procedural safeguards that comply with federal regulations to guard your nonpublic personal information.

## **Disclosure to Consumer of Available Discounts**

Section 2355.3 in Title 10 of the California Code of Regulation necessitates that Old Republic Title Company provide a disclosure of each discount available under the rates that it, or its underwriter Old Republic National Title Insurance Company, have filed with the California Department of Insurance that are applicable to transactions involving property improved with a one to four family residential dwelling.

You may be entitled to a discount under Old Republic Title Company's escrow charges if you are an employee or retired employee of Old Republic Title Company including its subsidiary or affiliated companies or you are a member in the California Public Employees Retirement System "CalPERS" or the California State Teachers Retirement System "CalSTRS" and you are selling or purchasing your principal residence.

If you are an employee or retired employee of Old Republic National Title Insurance Company, or it's subsidiary or affiliated companies, you may be entitled to a discounted title policy premium.

Please ask your escrow or title officer for the terms and conditions that apply to these discounts.

A complete copy of the Schedule of Escrow Fees and Service Fees for Old Republic Title Company and the Schedule of Fees and Charges for Old Republic National Title Insurance Company are available for your inspection at any Old Republic Title Company office.



P.M. 727-M-41

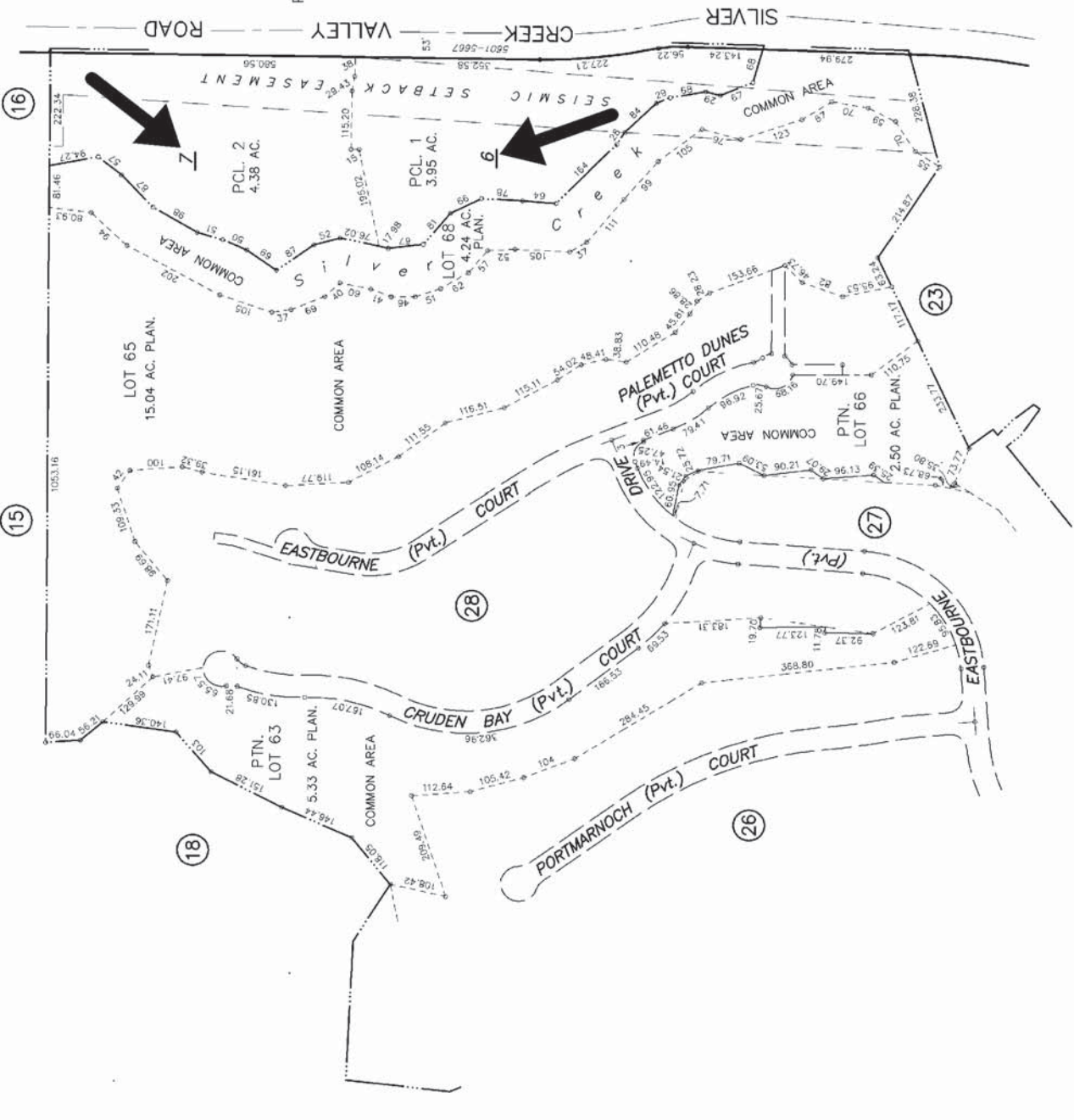
TRACT NO. 8841  
SILVER CREEK VALLEY  
COUNTRY CLUB  
NEIGHBORHOOD NO. 2

BOOK 680

"NOTICE: This is neither a plat nor a survey. It is furnished merely as a convenience to aid you in locating the land indicated hereon with reference to streets and other land. No liability is assumed by reason of any reliance hereon."

LAWRENCE E. STONE - ASSESSOR  
Cadastral map for assessment purposes only.  
Compiled under P. & T. Code, Sec. 327.  
Effective Roll Year 2004-2005

OFFICE OF COUNTY ASSESSOR — SANTA CLARA COUNTY, CALIFORNIA





# Silver Creek Plaza

San Jose, CA



## LOAN REQUEST

□□,□□□,□□□

1350 Old Bayshore Hwy., Suite 450  
Burlingame, CA 94010  
Phone: (650) 342-6755  
Fax: (650) 342-3964

Dan Friedeberg  
danf@slatt.com  
Philip Bernhisel  
philipb@slatt.com

# 5601-5667 Silver Creek Plaza

San Jose, CA 95138



## Property Description

### Subject Property

Canyon Creek Plaza Shopping Center, an attractive and well maintained, high profile Mediterranean architectural motif, three building 58,215 rentable square foot grocery anchored neighborhood shopping center completed in 2000. The center will be anchored by a 25,000 square foot natural foods grocery store called New Leaf Community Markets which is scheduled to open on January 15, 2012. The center also includes two multi-tenant retail buildings one of which features an elevator served, functionally designed 5,938 rentable square foot second floor space housing dental/office tenants. The functionally designed 8.4 acre center features extensive and attractive site landscaping, outdoor dining/seating areas and ample parking provided by 321 parking stalls (5.51/1,000 s.f.). The subject center's large site and ample parking ratio allows for future building expansion with the owner/developer currently in discussions with a Shell service station/car wash operator which would add substantial income and value to the center at a later date. The 100% leased retail portion of the center is home to a number of national and regional name tenants including Starbuck's Coffee, Postal Annex and Comerica Bank as well as Cellular One/AT&T, T-Mobile USA and Sprint/Nextel who all operate on-site cellular antennas. As part of the New Leaf Community Markets planned store opening, approximately \$110,000 will be spent on capital improvements including a slurry seal and restriping of the entire parking lot, installation of Russet stone veneer wainscoting around each of the buildings and repainting of all three buildings with a new color scheme. In addition, the subject Center's Owners plan to spend an additional \$125,000 on what they term "activation upgrades", upgrades intended to enhance the human, community feel of the center including enhanced night lighting, outdoor furniture, landscape upgrades, new railings, new color schemes, etc.. To this end, the owners have met with a San Francisco based Landscape/Environmental Design firm as the first step towards enhancing the high energy level at the center and reinforcing the plaza's vitality within the Silver Creek community.

### Neighborhood

5601-5667 Silver Creek Valley Road, San Jose, Santa Clara County, California 95138. The development is located in the southern portion of San Jose, California within the upscale Silver Creek community, an approximate 6.1 square mile community regarded as one of the most affluent communities in the San Francisco Bay Area featuring country clubs, new upscale housing developments and strong demographics. The location also lies within San Jose's Silver Creek Evergreen Area, an area of San Jose which up until a few years ago represented the fastest growing region in the San Francisco Bay Area. The Evergreen Area accounted for one-half of all of the residential building permits issued by the City of San Jose and was the site of 14,000+ new homes. The subject property is situated just south of Yerba Buena Road along Silver Creek Valley Road, a busy four-lane arterial which carries considerable traffic and affords the subject excellent exposure and convenient access. The subject benefits by being the only grocery anchored shopping center in the area with the only direct local competition coming from a CVS anchored center located within the adjacent Evergreen area. The subject benefits from a geographically captive, upper income and very educated demographic audience of community residents with an overall trade area population estimated at approximately 54,000.



# 5601-5667 Silver Creek Plaza

San Jose, CA 95138



## Area & Market

### Area Description & Points of Interest

#### Areas Square Feet

Building One (New Leaf Community Markets) 25,000

Building Two (Multi-tenant, 5,938 s.f. on 2nd floor) 19,664

Building Three (Multi-tenant) 13,551

**Total Rentable Area of Subject Improvements 58,215**

Other: Mezzanine space within New Leaf Grocery Store 4,335

**Gross Building Area 62,550**

### Leasing

The subject property is 94.8% leased to eleven retail tenants, three second floor dental/office tenants, three national cellular phone antenna provider tenants and anchor grocer New Leaf with 100% of the ground floor retail space leased. Anchor grocer tenant New Leaf Community Markets has executed a fifteen year lease which includes three, five year lease renewal options, with a lease commencement date of December 9, 2011 and a target opening date of January 15, 2012. Per the lease agreement, the Borrower is to contribute up to \$900,000 in match funding for tenant improvements in the new store. New Leaf Community Markets traces its roots back to 1985, operates seven stores (including the upcoming subject opening) with five stores in Santa Cruz and one store in Half Moon Bay, California. New Leaf's mission is to nourish and sustain the community as reflected in the 10% to 20% of after tax company profits given annually to support local non-profits working to improve the quality of life. New Leaf is committed to offering customers choices that have the most beneficial impact on their health and the health of the environment. Upon its opening in January 2012, the subject New Leaf store will represent the only natural food grocer in the subject trade area. The company is excited about its upcoming store opening as it views the local community/demographic as very well educated with a diversified ethnic mix, traits which cater well to the grocer's products and services. To date, New Leaf has had a number of community events to promote the upcoming opening as their goal is to become part of the fabric of the Silver Creek community.

# 5601-5667 Silver Creek Plaza

San Jose, CA 95138



## Underwriting & Operating Statement

Property Information		Loan Terms		Analysis		Valuations	
Subject Name	Silver Creek Plaza	Loan Request	\$8,200,000	DSCR	2.00	Transaction Type	Refinance
Property Type	Retail	Fixed Term	10	Loan Per SF	\$140.86	Underwriting Cap Rate	7.50%
Year Built	2000	Loan Term	10	LV Needed	53.53%	Underwriting Value	\$15,318,372
Net Rentable SF	58,215	Amortization	25	Loan to UV	51.25%	Underwriting Value/SF	\$263.13
Gross Land Area	361,200	Index		Actual LTV	0.070150805	Actual Cap Rate	7.22%
Originator	Dan Friedeberg	Spread		Loan Constant	\$47,936.38	Actual Value/SF	\$274.84
Analyst	Philip Bernhisel	Interest Rate	5.00%	Monthly Payment			

Income	2009	2010	Mar-11	Underwriting	Comments
RENTAL INCOME	\$ 1,631,206.00	\$ 1,241,131.00	\$ -	\$ 1,217,057	Rent Roll
CAM RECOVERY	\$ -	\$ -	\$ -	\$ -	Average 2010,2009
REAL ESTATE TAX RECOVERY	\$ -	\$ -	\$ -	\$ -	Actual Vacancy taken directly out of the rent roll income (7%)
TENANT REIMBURSEMENTS	\$ 522,165.00	\$ 412,655.00	\$ -	\$ 467,410	
OTHER INCOME	\$ 5,843.00	\$ 6,698.00	\$ -	\$ -	
<b>TOTAL GROSS INCOME</b>	<b>\$ 2,159,214.00</b>	<b>\$ 1,660,484.00</b>	<b>\$ -</b>	<b>\$ 1,684,466.80</b>	
CONCESSIONS	\$ -	\$ -	\$ -	\$ -	
GENERAL VACANCY	\$ -	\$ -	\$ 0.00%	\$ -	
<b>EFFECTIVE GROSS INCOME</b>	<b>\$ 2,159,214.00</b>	<b>\$ 1,660,484.00</b>	<b>\$ -</b>	<b>\$ 1,684,466.80</b>	

Expenses	2009	2010	Mar-11	Underwriting	Comments
MANAGEMENT FEES	\$ 129,870.00	\$ 102,479.00	\$ -	\$ 73,023.41	Market
GENERAL & ADMINISTRATIVE	\$ 495.00	\$ 629.00	\$ -	\$ 629.00	2010
ADVERTISING & PROMOTIONS	\$ -	\$ -	\$ -	\$ -	2010
REAL ESTATE TAXES	\$ 264,778.00	\$ 258,718.00	\$ -	\$ 258,718.00	2010
INSURANCE	\$ 17,369.00	\$ 18,681.00	\$ -	\$ 18,681.00	2010
UTILITIES	\$ 53,394.00	\$ 48,777.00	\$ -	\$ 48,777.00	2010
TRASH REMOVAL	\$ -	\$ -	\$ -	\$ -	2010
REPAIRS & MAINTENANCE	\$ 39,162.00	\$ 26,207.00	\$ -	\$ 26,207.00	2010
SUPPLIES	\$ -	\$ -	\$ -	\$ -	2010
CLEANING/ANTIORIAL	\$ 41,175.00	\$ 40,147.00	\$ -	\$ 40,147.00	2010
LANDSCAPING	\$ 45,569.00	\$ 40,233.00	\$ -	\$ 40,233.00	2010
PARKING	\$ -	\$ -	\$ -	\$ -	2010
CAM EXPENSES	\$ 25,722.00	\$ 23,352.00	\$ -	\$ 23,352.00	2010
PEST CONTROL	\$ -	\$ -	\$ -	\$ -	
MISC EXPENSES	\$ 1.00	\$ -	\$ -	\$ -	
<b>TOTAL EXPENSES</b>	<b>\$ 617,535.00</b>	<b>\$ 559,223.00</b>	<b>\$ -</b>	<b>\$ 529,767.41</b>	
<b>NET OPERATING INCOME</b>	<b>\$ 1,541,679.00</b>	<b>\$ 1,101,261.00</b>	<b>\$ -</b>	<b>\$ 1,154,699.39</b>	
REPLACEMENT RESERVES	\$ -	\$ -	\$ -	\$ 5821.50	0.10
<b>NOI AFTER RESERVES</b>	<b>\$ 1,541,679.00</b>	<b>\$ 1,101,261.00</b>	<b>\$ -</b>	<b>\$ 1,148,877.89</b>	19.74
CAPITAL EXPENDITURES	\$ -	\$ -	\$ -	\$ -	
TENANT IMPROVEMENTS	\$ -	\$ -	\$ -	\$ -	
TENANT COMMISSIONS	\$ -	\$ -	\$ -	\$ -	
<b>TOTAL NON-RECURRING COSTS</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	

Analysis	2009	2010	Mar-11	Underwriting	Comments
CASHFLOW FOR DEBT SERVICE	\$ 1,541,679.00	\$ 1,101,261.00	\$ -	\$ 1,148,877.89	19.74
DEBT SERVICE	\$ 575,236.60	\$ 575,236.60	\$ 143,809.15	\$ 575,236.60	9.88
<b>NET CASHFLOW</b>	<b>\$ 966,442.40</b>	<b>\$ 526,024.40</b>	<b>\$ (143,809.15)</b>	<b>\$ 573,641.29</b>	9.85
DSCR	2.68	1.91	0.00	2.00	
EXPENSE RATIO	29%	34%	0%	31%	
BREAKEVEN OCCUPANCY	55%	68%	0%	66%	



# 5601-5667 Silver Creek Plaza

San Jose, CA 95138



## Income & Expense Detail

Income Line-Item		Income Allocation	2009	2010	2011 Ann.	Mar-11
Rental Income	Rental Income		\$1,631,206.00	\$1,241,131.00	\$0.00	
Total Tenant Reimbursements	Tenant Reimbursements		\$522,165.00	\$412,655.00	\$0.00	
Total Other Revenue	Other Income		\$5,843.00	\$6,698.00	\$0.00	
					\$0.00	
<b>Effective Gross Income</b>			<b>\$2,159,214.00</b>	<b>\$1,660,484.00</b>	<b>\$0.00</b>	<b>\$0.00</b>
Expense Line-Item		Expense Allocation				
Repairs and Maintenance	Repairs & Maintenance		\$39,162.00	\$26,207.00	\$0.00	
Janitorial	Cleaning/Janitorial		\$41,175.00	\$40,147.00	\$0.00	
Utilities	Utilities		\$53,394.00	\$48,777.00	\$0.00	
CAM	CAM Expenses		\$25,722.00	\$23,352.00	\$0.00	
Landscape Maintenance	Landscaping		\$45,569.00	\$40,233.00	\$0.00	
General and Administrative	General & Administrative		\$495.00	\$629.00	\$0.00	
Management	Management Fees		\$129,870.00	\$102,479.00	\$0.00	
Property Taxes	Real Estate Taxes		\$264,778.00	\$258,718.00	\$0.00	
Insurance	Insurance		\$17,369.00	\$18,681.00	\$0.00	
Misc	Misc Expenses		\$1.00		\$0.00	
					\$0.00	
<b>Total Expenses</b>			<b>\$617,535.00</b>	<b>\$559,223.00</b>	<b>\$0.00</b>	<b>\$0.00</b>
<b>Net Operating Income</b>			<b>\$1,541,679.00</b>	<b>\$1,101,261.00</b>	<b>\$0.00</b>	<b>\$0.00</b>

# 5601-5667 Silver Creek Plaza

San Jose, CA 95138



Aerial

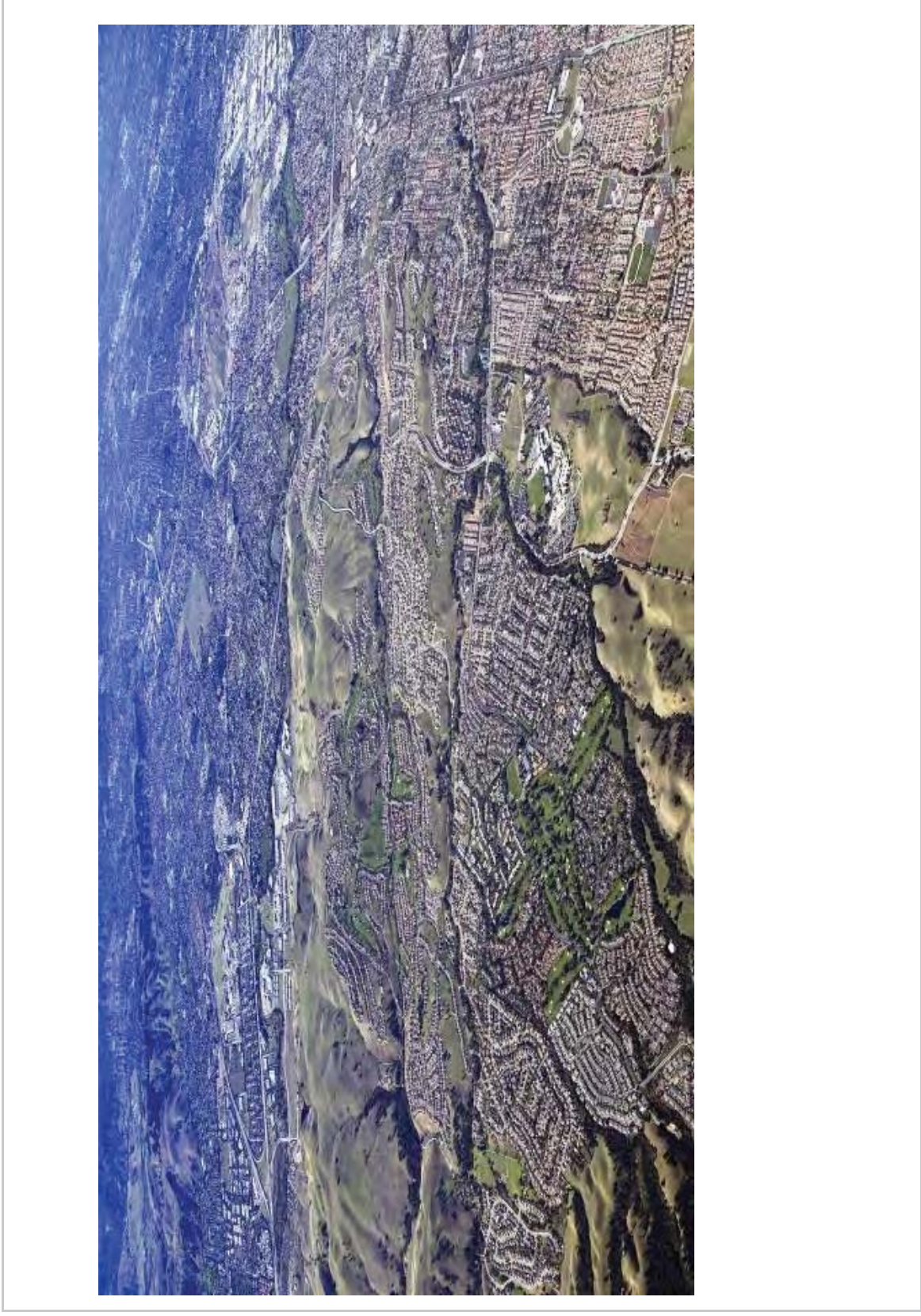


# 5601-5667 Silver Creek Plaza

San Jose, CA 95138



Aerial

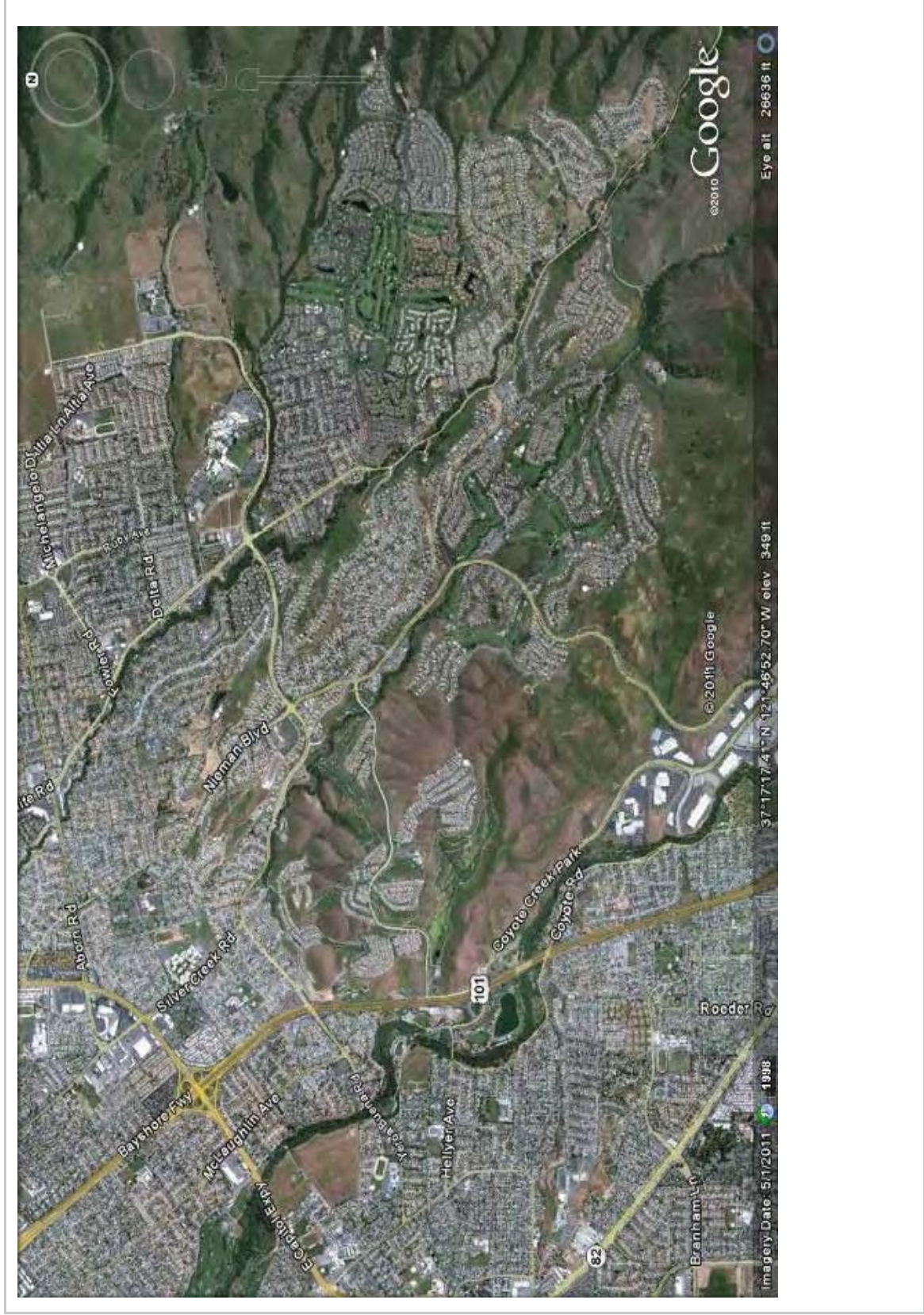


# 5601-5667 Silver Creek Plaza

San Jose, CA 95138



## Aerial

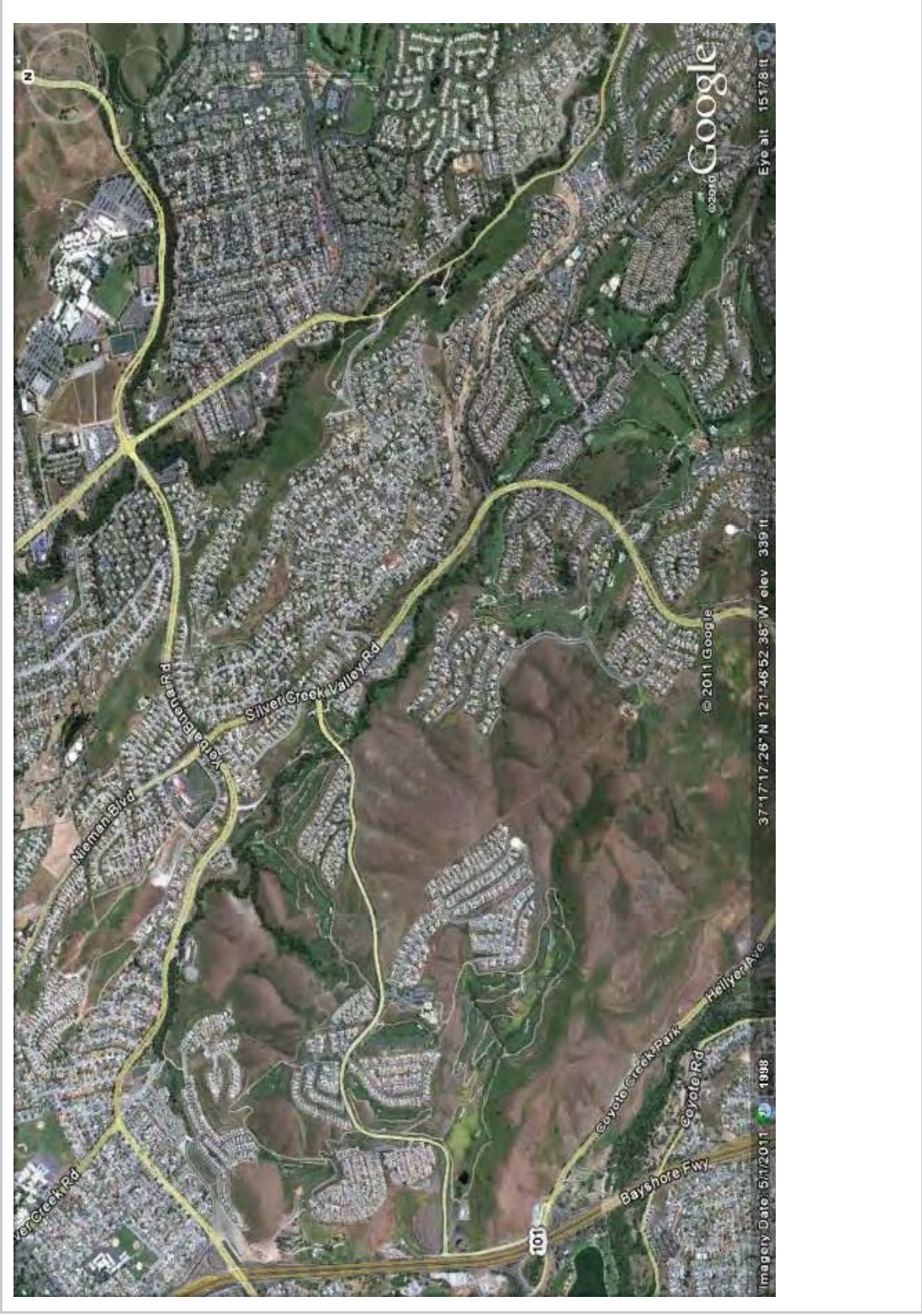


# 5601-5667 Silver Creek Plaza

San Jose, CA 95138



## Aerial



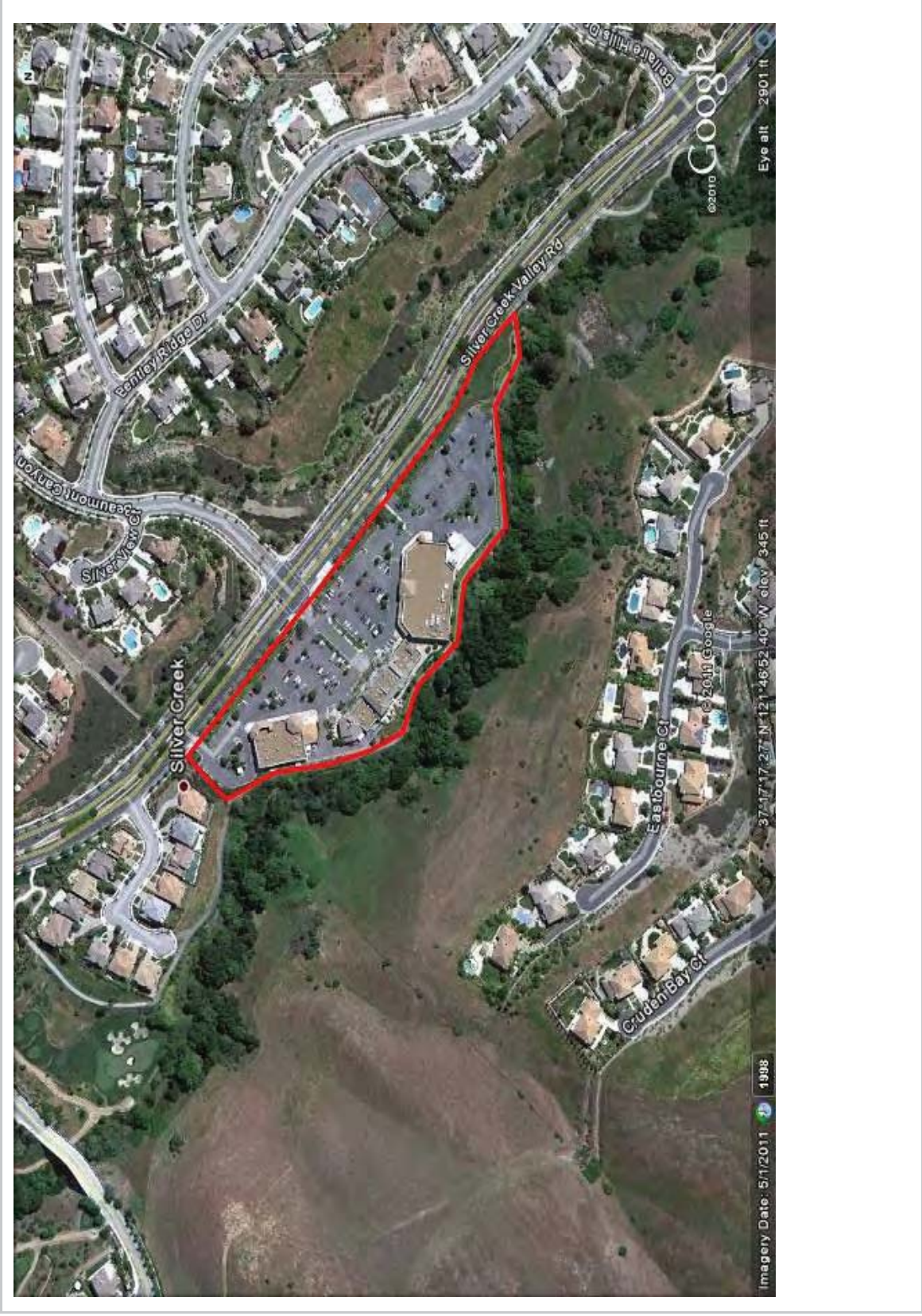


# 5601-5667 Silver Creek Plaza

San Jose, CA 95138



## Aerial

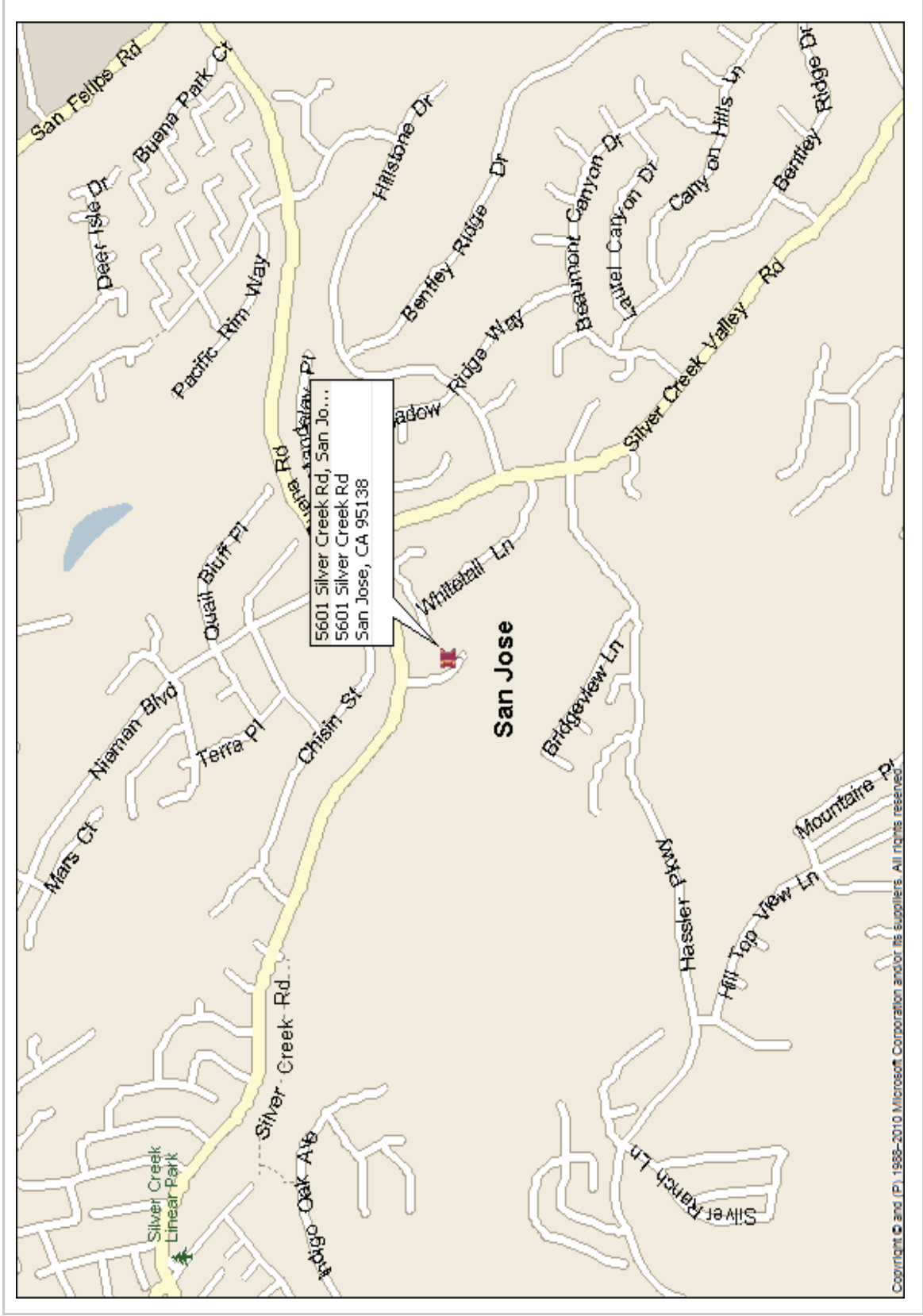


# 5601-5667 Silver Creek Plaza

San Jose, CA 95138



## Location Map

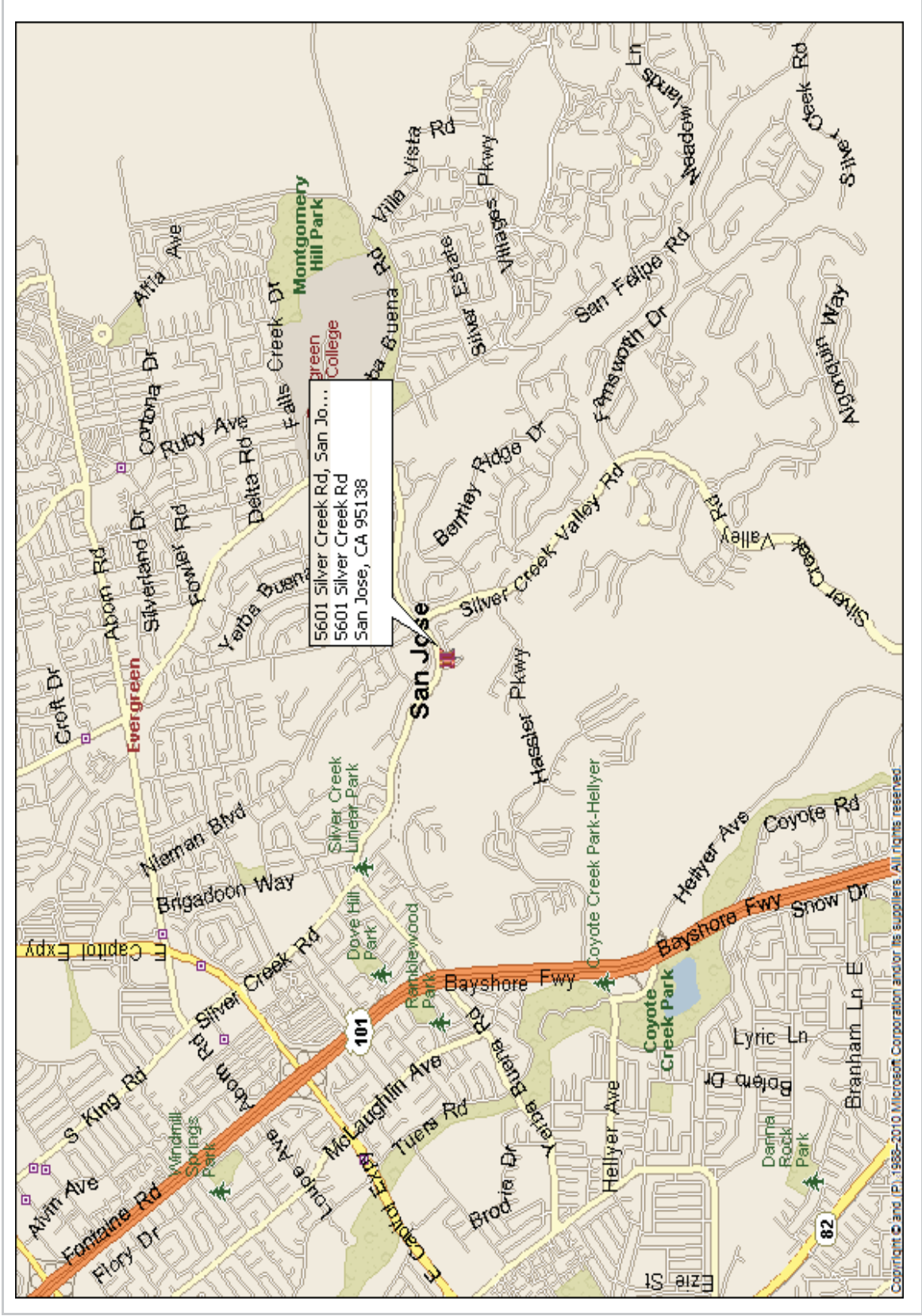


# 5601-5667 Silver Creek Plaza

San Jose, CA 95138



## Location Map



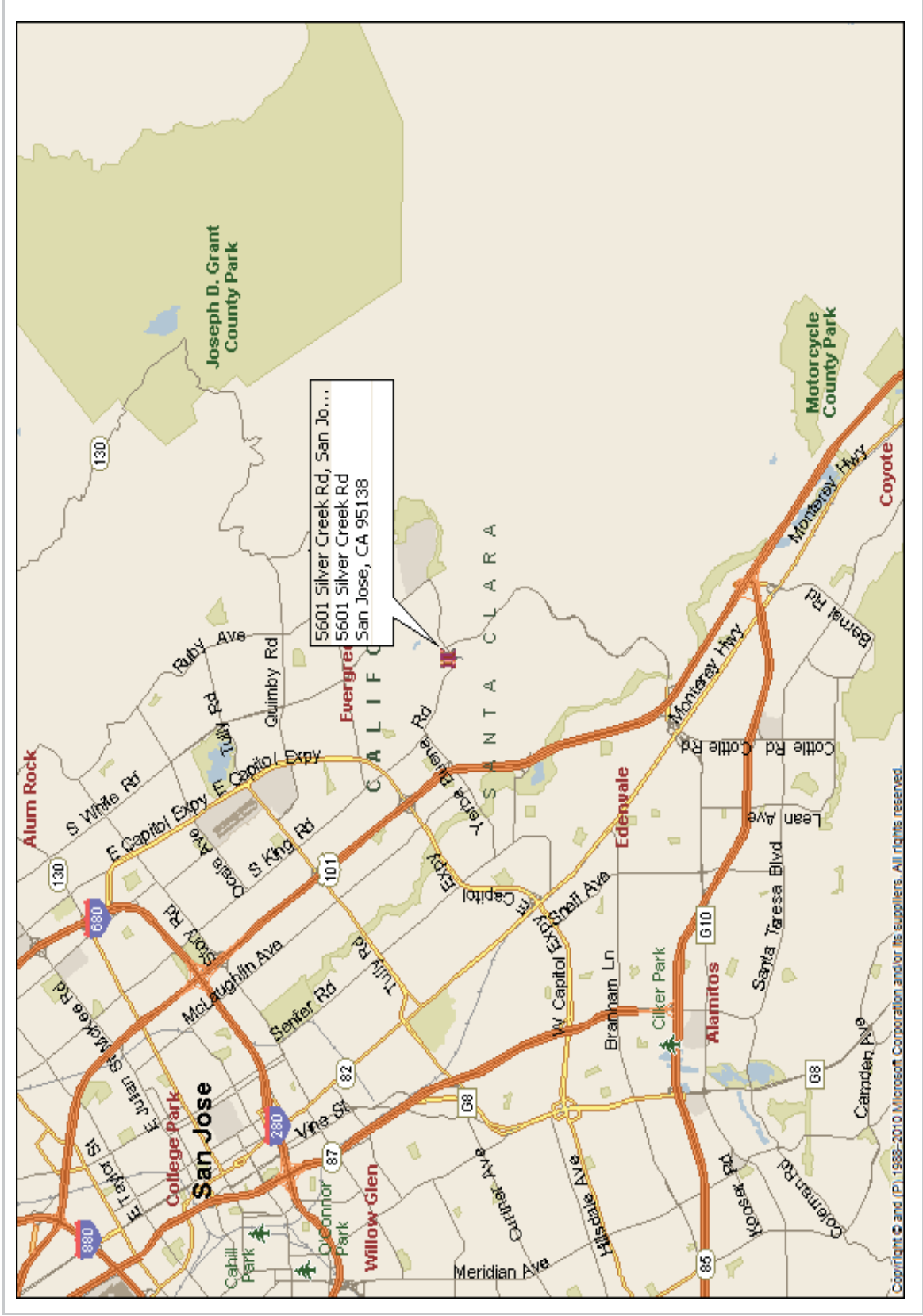
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# 5601-5667 Silver Creek Plaza

San Jose, CA 95138



## Location Map



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**Sa San**

---

**From:** publicrecords@baaqmd.gov  
**Sent:** Tuesday, December 27, 2011 11:14 AM  
**To:** Sau San  
**Subject:** Public Records Request No. 2011-12-0076

Dear Sau San,

Thank you for your request. We have searched our records and have no records that respond to your below request for:

5601-5667 Silver Creek Valley Rd  
San Jose

If you have any questions or concerns, please call or e-mail me.

Sincerely,

Rochelle Reed  
Public Records Section  
BAAQMD  
415-749-4784

## Sau San

---

**From:** Pech, Somira [Somira.Pech@deh.sccgov.org]  
**Sent:** Tuesday, December 27, 2011 1:36 PM  
**To:** Sau San  
**Subject:** RE: File Review Request- Canyon Creek Plaza

Hi Sau,

There is no records show for this requested.

Happy Holidays!

Somira Pech  
County of Santa Clara  
Department of Environmental Health  
1555 Berger Drive #300  
San Jose, CA 95112-2716  
Direct 408-918-3423  
Fax 408-280-6479  
Email [somira.pech@deh.sccgov.org](mailto:somira.pech@deh.sccgov.org)

### NOTICE:

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---

**From:** Sau San [mailto:SSan@partneresi.com]  
**Sent:** Tuesday, December 20, 2011 1:09 PM  
**To:** Pech, Somira  
**Subject:** File Review Request- Canyon Creek Plaza

Hi Somira,

I am conducting an environmental site assessment on the following property:

- **5601-5667 Silver Creek Valley Road, San Jose**

As part of the investigation, I would like to review any and all records you have for the above-referenced property pertaining to the following:

- Current or historical use of hazardous materials and/or hazardous waste
- Current or historical underground/aboveground storage tanks
- Current or historical clarifiers
- Violations or Notices to Comply

Please contact me via phone (415-373-6317) or via email ([ssan@PARTNEResi.com](mailto:ssan@PARTNEResi.com)) to schedule an appointment. Thank you for your help!

Ms. Sau San, REA  
Staff Professional II

---

**PARTNER ENGINEERING AND SCIENCE**

400 Second Street, Suite 415, San Francisco, CA 94107  
T: 415-373-6317 | F: 415-889-6020 | C: 510-708-5210



City of San Jose

Building Division

OFFICE OF CHIEF BUILDING OFFICIAL
DEPARTMENT OF CITY PLANNING AND BUILDING
801 NORTH FIRST STREET, ROOM 200
SAN JOSE, CA 95110
(408) 277-4541 FAX (408) 277-2920

Application for Permits

WHEN THE PERMIT ON THE BACK SIDE IS PROPERLY FILLED OUT AND SIGNED THIS WILL BE YOUR APPLICATION FOR A PERMIT.

APPLICANT MUST ACKNOWLEDGE READING BY SIGNING BELOW. THIS PERMIT WILL EXPIRE IF WORK IS NOT STARTED IN 180 DAYS FROM THE DATE OF ISSUANCE AND IF SUBSTANTIAL PROGRESS HAS NOT BEEN MADE AND VERIFIED BY AN INSPECTION EVERY 180 DAYS. DO NOT CONCEAL OR COVER ANY CONSTRUCTION UNTIL THE WORK IS INSPECTED AND WRITTEN APPROVAL HAS BEEN DOCUMENTED ON THE APPLICANT'S COPY OF THIS PERMIT.

DATE: 12/2/98 SIG: DAVID M. KONZA FOR SINKOPHO

FOR OFFICE USE ONLY BELOW

SITUS INFORMATION; BARCLAY MAP COORDINATES PC 130 VI 51 HZ 56
ADDRESS IS IN CITY (X) YES ( ) NO USE ZONE APD
ANNEXATION No. 253 APN No.
INSPECTION AREA TRACT No. LOT No.

ENTERPRISE ZONE ( ) FLOOD ZONE (X) GEO-HAZARD (M) HISTORICAL
( ) EASEMENT: FRONT BACK SIDES INITIALS: CUN

BUILDING PERMIT CONFIRMED ( ) # ( ) NOT REQ'D
SPECIAL CONDITIONS:

PLANS IN FIELD: P M E
PERMIT FEE CALCULATION VALUATION \$

(X) NEW ( ) SFR ( ) DUPLEX ( ) TOWNHOMES ( ) CONDOMINIUM ( ) APARTMENT ( ) COMMERCIAL ( ) INDUSTRIAL ( ) OPTION (TR HOMES) ( ) INST/EDUC ( ) HARDSHIP

PLANNING FILE # DIS ACCESS
APPLICABLE CODES: UBC UMC NEC ENERGY VAULT FLAT

PERMITS FOR: ( ) BLDG (X) PLUMB ( ) MECH ( ) ELECT
AUTHORIZED BY:
ISSUED BY: PRINT LANCE SIG
APPLICATION DATE: 12/2/98 PC No. PERMIT No. P9871348
PERMIT DATE: FINALED DATE: BY:

APPLICANT MUST COMPLETE ALL APPLICABLE ITEMS BELOW

PROJECT ADDRESS: 5601, 5623, 5667, Silver Creek Valley Rd. San Jose
BLDG # APT/SUITE # ZIP CODE
OWNER: Canyon Creek PERMITEE: SINKO Pipelines
DESCRIBE SCOPE OF WORK: Underpinning, Bridge, Storm Drains, Sewer, Water, etc.
USE OF BUILDING: TENANT

TOTAL VALUATION (INCLUDING LABOR, MATERIALS, ETC.): \$
LIST SQ FT OF FLOOR AREAS OCCUPIED GARAGE OTHER #BDRMS #UNITS SPACES
EXISTING:
NEW:

Table with columns: NUMBER, PLUMBING PERMIT ITEMIZATION, NUMBER. Includes items like Fixtures, Water Closets, Water Heaters, etc.

Table with columns: NUMBER, MECHANICAL PERMIT ITEMIZATION, NUMBER. Includes items like Boiler, Furnace/Heater, AC Cooling Sys, etc.

Table with columns: NUMBER, ELECTRICAL PERMIT ITEMIZATION, NUMBER. Includes items like Switches, Receptacles, Incand Fixtures, etc.

ADDRESS: 5601, 5623, 5667 Silver Creek Valley Rd. PERMIT NO. P9871348-2513



BUILDING PROJECT IDENTIFICATION  
PLEASE PRINT

Project Address: Silver Creek Valley Rd. San Jose  
 Applicant's Name: SANKO Properties Phone: 317-2795  
 Mailing Address: X 213 Crutch Lane Campbell Cal. 95008  
 Owner's Name: Cayan Creek L.P. Phone: (408) 445-8745  
 Mailing Address: 3150-B Chapter Park Drive San Jose Ca 95136  
 Contractor's Name: Sanco Properties Phone: 317-2795  
 Mailing Address: \_\_\_\_\_  
 Architect/Engineer: \_\_\_\_\_ License No.: \_\_\_\_\_  
 Mailing Address: \_\_\_\_\_

LICENSED CONTRACTOR'S DECLARATION

I hereby affirm under penalty of perjury that I am licensed under provisions of Chapter 9 (commencing with Section 7000) of Division 3 of the Business and Professions Code, and my license is in full force and effect.

Business License: 005340 CA License: 160 382 H A CH  
 Termite Operator No.: \_\_\_\_\_ Registered Company No.: \_\_\_\_\_  
 Contractor's Signature: [Signature] Date: 12/2/98

OWNER-BUILDER DECLARATION

Section 7031.5 I hereby affirm under penalty of perjury that I am exempt from the Contractors License Laws for the following reason (Sec. 7031.5): Business and Professions Code: Any city or county which requires a permit to construct, alter, improve, demolish, or repair any structure, prior to its issuance, also requires the applicant for such permit to file a signed statement that he or she is licensed pursuant to the provisions of the Contractors License Law (Chapter 9 (commencing with Section 7000) of Division 3 of the Business and Professions Code) or that he or she is exempt therefrom and the basis for the alleged exemption. Any violation of Section 7031.5 by any applicant for a permit subjects the applicant to a civil penalty of not more than five hundred dollars (\$500.).

Section 7044 I, as owner of the property, or my employees with wages as their sole compensation, will do this work, and the structure is not intended or offered for sale (Sec. 7044, Business and Professions Code). The Contractors License Law does not apply to an owner of property who builds or improves thereon, and who does such work himself or herself or through his or her own employees, provided that such improvements are not intended or offered for sale. If, however, the building or improvement is sold within one year of completion, the owner-builder will have the burden of proving that he/she did not build or improve for the purpose of sale).

Section 7044 I, as owner of the property, am exclusively contracting with licensed contractors to construct this project (Sec. 7044, Business and Professions Code). The Contractors License Law does not apply to an owner of property who builds or improves thereon, and who contracts for such projects with a contractor(s) licensed pursuant to the Contractor License Law).

I am exempt under Sec. \_\_\_\_\_ Business and Professions Code for this reason: \_\_\_\_\_

Owner: \_\_\_\_\_ Date: \_\_\_\_\_

WORKER'S COMPENSATION DECLARATION

I hereby affirm under penalty of perjury one of the following declarations:

I have and will maintain a Certificate of Consent to self-insure for Worker's Compensation, as provided for by Section 3700 of the Labor Code, for the performance of the work for which this permit is issued.

I have and will maintain Worker's Compensation Insurance, as required by Section 3700 of the Labor Code, for the performance of the work for which this permit is issued. My Worker's Compensation Insurance carrier and Policy number are: Liberty Mutual Co

Carrier: Liberty Mutual Co Policy No: WC 216105000-140

(THIS SECTION NEED NOT BE COMPLETED IF THE PERMIT IS FOR ONE HUNDRED DOLLARS (\$100) OR LESS)

I certify that in the performance of the work for which this permit is issued, I shall not employ any person in any manner so as to become subject to the Workers' Compensation Laws of California, and agree that if I should become subject to the Worker's Compensation provisions of Section 3700 of the Labor Code, I shall forthwith comply with those provisions.

Date: \_\_\_\_\_ Applicant: \_\_\_\_\_

NOTE: WARNING: FAILURE TO SECURE WORKER'S COMPENSATION COVERAGE IS UNLAWFUL, AND SHALL SUBJECT AN EMPLOYER TO CRIMINAL PENALTIES AND CIVIL FINES UP TO ONE HUNDRED THOUSAND DOLLARS (\$100,000), IN ADDITION TO THE COST OF COMPENSATION, DAMAGES AS PROVIDED FOR IN SECTION 3706 OF THE LABOR CODE, INTEREST, AND ATTORNEY'S FEES.

CONSTRUCTION LENDING AGENCY

I hereby affirm under penalty of perjury that there is a construction lending agency for the performance of the work for which this permit is issued (Sec. 3097, Civil Code).

Lender's Name: \_\_\_\_\_

Lender's Address: \_\_\_\_\_

CERTIFICATION

I certify that I have read this application and state that the above information is correct. I agree to comply with all city and county ordinances and state laws relating to building construction and hereby authorize representatives of this county to enter upon the above mentioned property for inspection purposes.

Applicant: [Signature] Date: 12/2/98

for Sanco Properties



CITY OF SAN JOSE, CALIFORNIA

DEPARTMENT OF PLANNING AND BUILDING
BUILDING DIVISION, 801 N. FIRST ST., RM 200
SAN JOSE, CA 95110
(408) 277-4541

CR# 98-71348 NC
AD
(C)

Date: 02-DEC-98 Project #: 9806583 00 03 000 000 000
Issued by: CLW

CASH RECEIPT

Received from : SANCO PIPELINES
Amount : \$ 486.15
FOR : PERMIT/S ISSUED
BUILD (N)12,400 SF RETAIL STORE BLDG SHELL ONLY
issued to : SILVER CREEK VALLEY RD; 5601,5623,5667
Permit Number : P 98-71348 25B C NC
Permit Date : 02-DEC-98
Valuation : \$ .00

Fees Breakdown:
Plumbing Plan Check \$ 85.00
Plumbing Permit Fee \$ 332.50
Permit Processing Fee \$ 25.00
Record Retention/Automation Fee \$ 43.65
(PAID BY CHECK# 14900) \$ 486.15

Receipt of payment is hereby acknowledged:

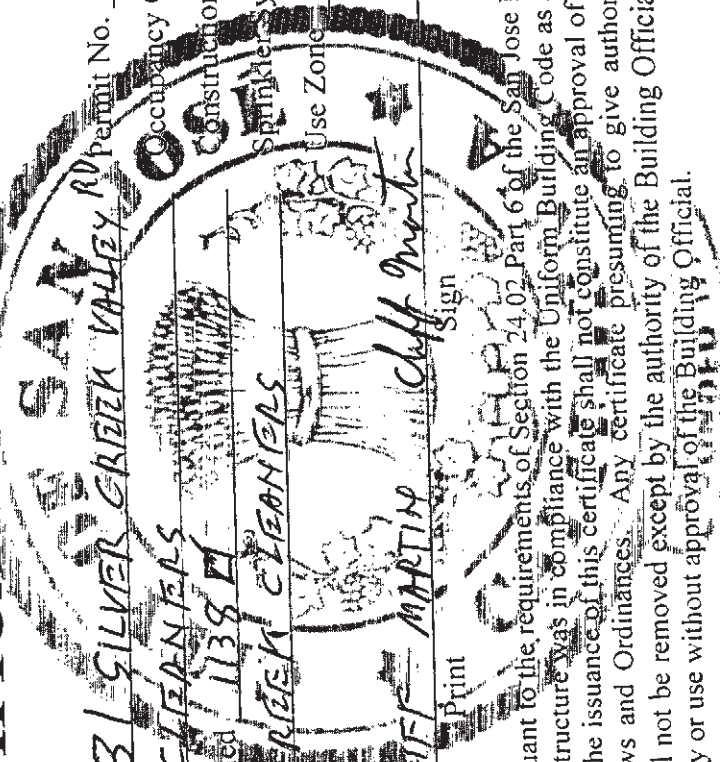
[Handwritten signature]

CASHIER





**CITY OF SAN JOSE  
BUILDING DIVISION  
CERTIFICATE OF OCCUPANCY**



Building Address 5631 SILVER CREEK VALLEY RD Permit No. 0057492  
 Building Use DRY CLEANERS Occupancy Group B  
 Portion of Building Occupied 1138 sq ft Construction Type FN  
 Owner CANYON CREEK CLEANERS Sprinkler System  Yes ( ) NO  
 Use Zone APD  
 Date Issued 6/28/00 By: CLIFF MARTIN Chief Building Official  
 Sign Cliff Martin

This Certificate, issued pursuant to the requirements of Section 24.02 Part 6 of the San Jose Municipal Code, certifies that at the time of issuance this structure was in compliance with the Uniform Building Code as adopted per Chapter 24 of the San Jose Municipal code. The issuance of this certificate shall not constitute an approval of any violation of the codes, or Federal, State and City Laws and Ordinances. Any certificate presuming to give authority to such violation will be invalid. This certificate shall not be removed except by the authority of the Building Official. No changes shall be made in the character of occupancy or use without approval of the Building Official.

**POST IN A CONSPICUOUS PLACE**  
 Copy Distribution: Building Division-White, Building Owner-Hard Manila

# City of San José Building Permit Application Worksheet

PLEASE PRINT CLEARLY AND FILL IN ALL THAT APPLY

Address: 5631 Silver Creek Valley Road Bldg No. \_\_\_\_\_ Suite/Apt No. \_\_\_\_\_  
 Type of Construction: VN Occupancy: B Use Zone: APD Fire Sprinklers  Yes  No  
 Hazardous Materials  Yes  No Existing Use: Brand New Proposed Use: Dry cleaning  
 Assessor's Parcel #: \_\_\_\_\_ Tract #: \_\_\_\_\_ Lot #: \_\_\_\_\_ Annexation #: \_\_\_\_\_

**DESCRIPTION OF WORK:** (Please fill-in all that apply) Construction Valuation: \$ 24,000  
 Permit Application for:  Nonresidential  Residential  Building  Plumbing  Mechanical  Electrical  
 New Building  Addition  Alteration  Finish Interior  Moved Building  
 Sign  Swimming Pool/Spa  Water heater Change  Furnace Change  Service Change Amps  
 Demolish  Termite/Dry Rot Repair  Fire Repair  Chimney repair  Repair/Retrofit  
 Phased Permit  Other (CANNON CREEK CLEANERS)  
 Description: T-BAR Ceiling, HVAC, ELECTRICAL OUTLETS & SWITCHES, DRYWALL, PAINT, FLOORING AND LIMITED PLUMBING (CORE PERMIT EXISTS) (FOR PLUMBING)

**DESCRIPTION OF BUILDING:** (Please fill-in all that apply)  
 Office/Bank/Professional  Single Family  Duplex  Townhouse  Condominium  Apartment  
 Hotel/Motel  Amusement/Recreation  Industrial  Service Station  Medical Building  
 Restaurant  Accessory Building  Historical  Educational/School  
 Church/Assembly  Store  Other Commercial  
 Building Area: \_\_\_\_\_ Sq. Ft. Building Height: \_\_\_\_\_ Ft. Stories: 1  
 Existing Floor area 1138 Garage \_\_\_\_\_ Other \_\_\_\_\_ # Units \_\_\_\_\_ Parking Spaces \_\_\_\_\_  
 Proposed Floor area \_\_\_\_\_ Garage \_\_\_\_\_ Other \_\_\_\_\_ # Units \_\_\_\_\_ Parking Spaces \_\_\_\_\_  
 Total No. of Bedrooms: \_\_\_\_\_ Total No. of Bathrooms: \_\_\_\_\_ Total No. of Rooms: \_\_\_\_\_

**SITE INFORMATION:** Map Coordinates PG \_\_\_\_\_ VT \_\_\_\_\_ HZ \_\_\_\_\_  
 Lot size (Sq.Ft.) \_\_\_\_\_ Lot dimensions (Front/Side/Rear) \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ Coverage % \_\_\_\_\_  
 Setbacks: Front: \_\_\_\_\_ Rear: \_\_\_\_\_ Left: \_\_\_\_\_ Right: \_\_\_\_\_  
 Easement: Front: \_\_\_\_\_ Rear: \_\_\_\_\_ Left: \_\_\_\_\_ Right: \_\_\_\_\_  
 Sewer  Septic Water Wells  Yes  No

### Office Use Only

Plan Check Required  Yes  No  Express Plan Check  
 Building Permit Not Required  Building Permit Confirmed # \_\_\_\_\_  Address Confirmed  
 Occupancy of Last Finish Interior Finished \_\_\_\_\_  Certificate of Occupancy Req'd Intake Technicians Initials: \_\_\_\_\_  

Clearances Required		Confirmed		Clearances Required		Confirmed	
Fire Hazmat Review	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		Park Fees Req'd	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Alternate Material Design Request	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		P/W Development Clearance	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Unreasonable Hardship	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		P/W Geo-hazard Clearance	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Special Inspection	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		P/W Flood Certificate	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Structural Observation	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Water Pollution Control	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Planning: Permit # _____	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		Health Department	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
				Water Service	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
				BAAQMD	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
				School Fees Req'd	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
					<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	

Fee Exemption Type: None  
 Applicable codes: UBC, UPC, UMC 97 NEC 96  
 Disabled Access \_\_\_\_\_ Energy \_\_\_\_\_ Other \_\_\_\_\_  
 Special Conditions: Fin int. for Dry cleaning store of 1138 sq ft  
THIS BUSINESS IS FOR PICK UP OF DRY CLEANING ONLY. NO CLEANING WILL BE DONE ON PREMISES.

Permits For:  BLDG  PLUMB  MECH  ELECT Plans in Field:  B  P  M  E  
 Authorized By: Ryan Building Valuation: \$ 24,000.00  
 Application Date: 5/1/2000 Plan Check Number: XPRESS  
 Permit Date: 5/1/00 Permit Number: BEPM0057492 Inspection Area: 2JB  
 Issued By: Print PAUL GARCIA Sig [Signature] Office Plan Filed in:  Vault  Flat File  CRIS

City of San Jose' Building Permit

Date: 5-1-00

APPL/PERMIT #: BRPM 005-492

(Please print clearly and fill in all that apply)

PROJECT ADDRESS: 5681 Silver Creek Valley Road

PROPERTY OWNER TENANT

ARCHITECT ENGINEER CONTRACTOR

APPLICANTS NAME: CANYON CREEK PLAZA

LICENSE/REGISTRATION #:

MAILING ADDRESS: 3750 B Charter Park Dr

NAME:

CITY/STATE/ZIP: San Jose 95136

COMPANY NAME:

PHONE #: ( ) 445-8715 FAX #: ( ) 445-8714

MAILING ADDRESS:

E-MAIL ADDRESS:

CITY/STATE/ZIP:

TENANT COMPANY NAME: CANYON CREEK CLEANING

PHONE #: ( )

FAX #: ( )

OWNERS NAME: John He

E-MAIL ADDRESS:

PHONE #: ( ) FAX #: ( )

(Jurisdictions may require written approval from the owner)

PROJECT CONTACT PERSON: Ed Abelte

PHONE #: ( )

FAX #: ( )

ADDRESS: SAME

E-MAIL ADDRESS:

CONTRACTOR

OWNER-BUILDER

LICENSE #: OWNER

LIC. CLASS(ES):

PHONE #: ( )

COMPANY NAME:

FAX #: ( )

ADDRESS:

E-MAIL ADDRESS:

CITY/STATE/ZIP:

BUSINESS LIC #:

Licensed Contractors Declaration: I hereby affirm under penalty of perjury that I am licensed under provisions of Chapter 9 (commencing with Section 7000) of Division 3 of the Business and Professions Code, and my license is in full force and effect. Date: Contractor Signature:

Owner-Builder Declaration: I hereby affirm under penalty of perjury that I am exempt from the Contractors License Law for the following reason (Sec. 7031.5 Business and Professions Code: Any city or county which requires a permit to construct, alter, improve, demolish, or repair any structure, prior to its issuance, also requires the applicant for the permit to file a signed statement that he or she is licensed pursuant to the provisions of the Contractors License Law (Chapter 9, (commencing with Section 7000) of Division 3 of the Business and Professions Code) or that he or she is exempt therefrom and the basis for the alleged exemption. Any violation of Section 7031.5 by any applicant for a permit subjects the applicant to a civil penalty of not more than five hundred dollars (\$500):

- I, as owner of the property, or my employees with wages as their sole compensation, will do the work, and the structure is not intended or offered for sale (Sec. 7044, Business and Professions Code: The Contractor License Law does not apply to an owner of property who builds or improves thereon, and who does such work himself or herself or through his or her own employees, provided that the improvements are not intended or offered for sale. If, however, the building or improvement is sold within one year of completion, the owner-builder will have the burden of proving that he or she did not build or improve for the purpose of sale).
I, as owner of property, am exclusively contracting with licensed contractors to construct the project (Sec. 7044, Business and Professions Code: The Contractors License Law does not apply to an owner of property who builds or improves thereon, and who contracts for the project with a contractor(s) licensed pursuant to the Contractors License Law).
I am exempt under Sec. B & P.C. for this reason

Date: 5/1/00

Owner Signature: Ed Abelte

Workers' Compensation Declaration: I hereby affirm under penalty of perjury one of the following declarations:

- I have and will maintain a certificate of consent to self-insure for workers' compensation, as provided for by Section 3700 of the Labor Code, for the performance of the work for which this permit is issued.
I have and will maintain workers' compensation insurance, as required by Section 3700 of the Labor Code, for the performance of the work for which this permit is issued. My workers' compensation insurance carrier and policy number are:

CARRIER:

POLICY NO.:

(This section need not be completed if the permit is for one hundred dollars (\$100) or less.)

I certify that, in the performance of the work for which this permit is issued, I shall not employ any person in any manner so as to become subject to the workers' compensation laws of California, and agree that if I should become subject to the workers' compensation provisions of Section 3700 of the Labor Code, I shall forthwith comply with those provisions.

Date: 5/1/00

Applicant Signature: Ed Abelte

WARNING: Failure to secure workers' compensation coverage is unlawful, and shall subject an employer to criminal penalties and civil fines up to one hundred thousand dollars (\$100,000), in addition to the cost of compensation, damages as provided for in Section 3706 of the Labor Code, interest, and attorney fees.

Construction Lending Agency Declaration: I hereby affirm under penalty of perjury that there is a construction lending agency for the performance of the work for which this permit is issued (Sec. 3097, Civ. C.).

Lender's Name:

Lender's Address:

I certify that I have read this application and state that the above information is correct. I agree to comply with all city and county ordinances and state laws relating to building construction and hereby authorize representatives of this county to enter upon the above-mentioned property for inspection purposes.

Signature of Applicant: Ed Abelte

Date: 5/1/00

Printed Name of Applicant: Ed Abelte

Date: 01-May-2000

Project #: 0004731 00 00 000 000 000  
Issued by: PG

C A S H R E C E I P T

Received from : ONE HOUR MARTINIZING  
Amount : \$ 2,388.21  
For : INTERIOR FINISH  
Issued to : 5631 SILVER CREEK VALLEY RD  
Permit Number : BEPM 00-57492 25B C IF  
Permit Date : 01-May-2000  
Valuation : \$ 24,000.00

Fees Breakdown:

Building Plan Check Fee .....	\$	237.30
Electrical Plan Check Fee .....		
Plumbing Plan Check Fee .....		
Mechanical Plan Check Fee .....		
Fire Plan Check/Inspection Fee ....	\$	155.38
Building Permit Fee .....	\$	282.50
Electrical Permit Fee .....	\$	170.70
Mechanical Permit Fee .....	\$	170.70
Plumbing Permit Fee .....	\$	170.70
S.M.I.P.A. Tax .....	\$	5.04
B & S Tax .....	\$	360.00
CRMP Tax .....	\$	720.00
Permit Processing Fee .....	\$	100.00
Record Retention/Automation Fee ....	\$	15.89

(PAID BY CHECK# 13346) \$ 2,388.21  
=====

Receipt of payment is hereby acknowledged:

  
C A S H I E R





THE FOLLOWING FORM IS MANDATED BY SECTION 19831  
OF THE HEALTH AND SAFETY CODE OF THE STATE OF CALIFORNIA

ATTENTION PROPERTY OWNER OF: 51031 SILVER CREEK VALLEY RD  
(Property Address)

An "owner-builder" building permit has been applied for in your name and bearing your signature.

Please complete and return this information at your earliest opportunity to avoid unnecessary delay in processing and issuing your building permit. No building permit will be issued until this verification is received.

1. I personally plan to provide the major labor and materials for construction of the proposed property improvement [yes  no ( ) ].

2. I [have  have not ( ) ] signed an application for a building permit for the proposed work.

3. I have contracted with the following person (firm) to provide the proposed construction:

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Phone: \_\_\_\_\_ Contractor's License No.: \_\_\_\_\_

4. I plan to provide portions of the work, but I have hired the following person to coordinate, supervise, and provide the major work.

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Phone: \_\_\_\_\_ Contractor's License No: \_\_\_\_\_

5. I will provide some of the work, but I have contracted (hired) the following persons to provide the work indicated:

Name	Address	Phone	Type of Work
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

Signed: [Signature]

Print Name: Ed Abdik

Date: 5/1/00

# CITY OF SAN JOSE INSPECTION RECORD

PERMITS FOR  BUILDING  ELECTRICAL  PLUMBING  MECHANICAL

ADDRESS: 5631 Silver Creek Valley Rd PERMIT NO. BEPM0057492  
 INSPECTION AREA: 25B TRACT No.: \_\_\_\_\_ Lot No. \_\_\_\_\_

**ALL INSPECTION RECORDS AND APPROVED PLANS MUST BE AVAILABLE FOR EVERY INSPECTION.**

Permit fees provide for a limited number of inspections. A reinspection fee may be assessed for each inspection or reinspection when such portion of work for which inspection is called is not complete, when corrections called for are not made, when inspection records or plans are not available, or there is a failure to provide access.

ALL INSPECTION REQUESTS ARE REQUIRED 24 HOURS IN ADVANCE OF THE INSPECTION, **FOR INSPECTION CALL 277-4541**

Inspection No.	Date Items Approved	Inspector Print Name	Inspection No.	Date Items Approved	Inspector Print Name	Inspection No.	Date Items Approved	Inspector Print Name
<b>Foundation 1</b>			<b>Rough 4</b>			<b>Misc./Final Inspections 7</b>		
111 Ground Electrode	_____	_____	<b>Electrical</b>			711 AC add	_____	_____
141 Footing/setback	_____	_____	411 Walls	<u>5/3/00</u>	<u>con</u>	712 Service Change	_____	_____
142 Slab	_____	_____	412 Ceiling	<u>5/26/00</u>	<u>con</u>	713 Tem. Power Pole	_____	_____
143 Piers	_____	_____	Fan Boxes ( ) None, #	_____	_____	714 Signs	_____	_____
144 Grade Beams	_____	_____	<b>Plumbing</b>			721 Water Htr change out	_____	_____
145 Stem Walls	_____	_____	421 Top-out	<u>5/2/00</u>	<u>Von Wegen</u>	731 Furnace change out	_____	_____
<b>Concrete/Block Walls</b>			422 Tubs	_____	_____			
146 Panels	_____	_____	423 Shower Pans	_____	_____			
147 Block Walls	_____	_____	424 Roof Drains	_____	_____			
<b>Clearances</b>			<b>Mechanical</b>			<b>Pools 8</b>		
1 Compaction Report	Req'd ( )	Collected _____	43 Ducts/Flues	<u>5/2/00</u>	<u>Von Wegen</u>	811 Undgrd Electrical	_____	_____
2 Soils Inspection	( )	_____	432 Grease Duct/Hood	_____	_____	815 Potting	_____	_____
3 Elevation Certificate	( )	_____	<b>Building</b>			822 Undgrd Plumbing	_____	_____
4 Special Inspection	( )	_____	441 T-Bar	<u>Chf Amate</u>	<u>5/30/00</u>	803 Pre-Gunite	_____	_____
5 Structural Observation	( )	_____	442 Lath	_____	_____	804 Pre-Deck	_____	_____
<b>Underground 2</b>			443 Roofing	_____	_____	806 Final	_____	_____
211 Electrical	_____	_____	*444 Frame	<u>5/26/00</u>	<u>C.M./M.F.</u>	<b>Meter Releases 9</b>		
221 Storm	_____	_____				911 Electrical Meter	<u>D. Del</u>	<u>6/2/00</u>
222 Sewer	_____	_____				921 Gas Pressure Test	_____	_____
223 Water	_____	_____				922 Gas Meter	_____	_____
224 Gas Piping	_____	_____				<b>Completion Verifications</b>		
<b>Underfloor/Under-Slab</b>			<b>Insulation 5</b>			6 Fire Department _____		
212 Electrical	_____	_____	541 Floor	_____	_____	7 Public Work Department _____		
225 Plumbing	<u>ON SHEET</u>	_____	542 Walls	_____	_____	<b>Disabled Accessibility Features</b>		
231 Mechanical	_____	_____	543 Ceiling (batt)	_____	_____	941 Path of Travel _____		
241 Frame/Shear	_____	_____	544 Ceiling (blown)	_____	_____	942 Restrooms _____		
<b>Shear/Bracing 3</b>			<b>Fire Protection 6</b>			943 Tel/Fountain _____		
341 Exterior	_____	_____	*641 Rated Walls	<u>NON RATED</u>	<u>5/10/00</u>	944 Parking/Site _____		
342 Interior	_____	_____	642 Rated Ceiling	_____	_____	945 Elevator _____		
343 2nd Side Shear	_____	_____	631 S/F Dampers	_____	_____			
344 Sub-Floor Nail	_____	_____	643 Penetrations	_____	_____			
345 Roof Nail	_____	_____	*5/10/00 TAKE OUT CLEANERS N.R. WALL					
<b>Masonry Fireplace 7</b>			<b>Masonry Fireplace 7</b>			<b>Final 9</b>		
			741 Foundation	_____	_____	918 Electrical	<u>6/26/00</u>	<u>Garland</u>
			742 Firebox	_____	_____	928 Plumbing	<u>5/6/00</u>	<u>Von Wegen</u>
			743 Steel/ Straps	_____	_____	938 Mechanical	<u>5/6/00</u>	<u>WEGEN</u>
			744 Final	_____	_____	948 Building	<u>Chf Amate</u>	<u>6/28/00</u>

**CODED INSPECTIONS WITH DATED RECORD**

PA = Partial Approval CN = Correction Notice NR = Not Ready RFD = Reinspection Fee Due

Inspection No.	Date	Coding	Inspectors Name	Corrections Verified
431	5/3/00	PA	WALBY, CLIFF MARTIN	5/24/00 WJ
412	5/3/00	PA	CLIFF MARTIN	
918	6/2/00	CM	MB	

CANYON CREEK PLAZA  
Tenant Lease Abstract

12/19/2011

TENANT	MONTHLY RENTAL	Useable S.F.	Rentable S.F.	(Useable SF) S.F. RENTAL	LEASE COMMENCE	LEASE TERMINATE	OPTION	PERCENT	INCREASE DATE	MONTHLY RATE	ANNUAL BREAKPOINT	SECURITY DEPOSIT	MISC.
Edelweiss Music Studio 5645, Suite 200 2nd Floor	\$ 2,500.00	1,080	1,210	2.31	10/31/2010	4/30/2012	1/18 mo. 180 days notice	None	N/A	N/A	None	\$ 2,500.00	18 mo. Gross Lease. Tenant does not pay any NNN expenses. Tenant has an expansion option to relocate in the event a larger space becomes available.
Chema Dental Corporation 5645, Suite 201 2nd Floor	\$ 2,481.85	1,013	1,135	2.45	3/4/2012	3/3/2022	2.5-yr	None	3/4/2014 3/4/2015 3/4/2016 3/4/2017 3/4/2018 3/4/2019 3/4/2020 3/4/2021	\$2,556.31 \$2,632.99 \$2,711.98 \$2,793.94 \$2,877.14 \$2,963.46 \$3,052.36 \$3,143.93	None		New 10-yr lease. 15% Admin Fee CAM, Insurance and RE Taxes. Cap on NNN recapture to increase 8% p/yr per year. Rent Commencement Date is established as 3/4/2012 which is 120 days after the Delivery Date which occurred on 11/5/11. Rent will be pro-rated for each annual March increase. Security Deposit \$2,481.85.
Vacant 5645, Suite 208 2nd Floor	\$ -	1,365	1,529										
Shelter Bay Retail Group 5645, Suite 216 2nd Floor	\$ 1,470.00	840	941	1.75	1/1/2012	12/31/2014	None 60-day kick out clause	None	1/1/2012 1/1/2013 1/1/2014	\$1,470.00 \$1,495.20 \$1,520.40	None	None	New 3-year office lease. 15% Admin Fee CAM, Insurance and RE Taxes. \$0.70 sf CAM cap-no annual increase. Landlord has a 60 day/recapture right.
Vacant 5645, Suite 220 2nd Floor	\$ -	1,640	1,837										
<b>TOTAL SECOND FLOOR</b>	<b>\$ 6,451.85</b>	<b>5,938</b>	<b>6,651</b>	<b>\$6.51</b>								<b>\$ 2,500.00</b>	
Comefica Rent Start 11/18/05 - \$13,520.5C 5601 Building 3	\$ 15,679.63	3,863	3,863	4.06	8/1/2005	7/31/2015	2/5 year 8/1/2014 8/1/2019 12 mos notice Opt 1 Fixed Rate Opt 2 FMV	None	Yr 1 8/1/2006 8/1/2007 8/1/2008 8/1/2009 8/1/2010 8/1/2011 8/1/2012 8/1/2013	\$ 13,520.00 \$ 13,858.51 \$ 14,204.98 \$ 14,560.10 \$ 14,924.10 \$ 15,297.20 \$ 15,679.63 \$ 16,071.63 \$ 16,473.42	None	None	10% Admin Fee CAM/Tax. 5% Admin Fee Ins. 5% expense cap Exclusive for business/retail bank or credit union 3 ATM's approved, one actually installed Dish on roof approved. Rent Commencement date is 1/1/2012.
Intero Real Estate 5609 & 5613 Building 3	\$ 12,544.20	5,454	5,454	2.30	1/1/2012	12/31/2016	Opt @ FMV but not to exceed \$2.67. 3% increases thereafter.	N/A	1/1/2012 1/1/2013 1/1/2014 1/1/2015 1/1/2016	\$ 12,544.20 \$ 12,925.98 \$ 13,307.76 \$ 13,689.54 \$ 14,125.86	N/A	\$ 15,000.00	
Vet Clinic 5617 Building 3	\$ 4,527.60	2,744	2,744	1.65	9/4/2010	9/30/2018	2/4 year 180 days notice	N/A	9/4/2010 10/1/2010 10/1/2011 10/1/2012 10/1/2013 10/1/2014 10/1/2015 10/1/2016 10/1/2017	\$ 3,640.32 \$ 4,033.68 \$ 4,527.60 \$ 5,021.52 \$ 5,515.44 \$ 6,009.36 \$ 6,311.20 \$ 6,503.28 \$ 6,722.80	N/A	\$ 9,440.00	15% Admin Fee CAM/Tax/Ins.

CANYON CREEK PLAZA  
Tenant Lease Abstract

12/19/2011

TENANT	MONTHLY RENTAL	Useable S.F.	Rentable S.F.	(Useable S.F) S.F. RENTAL	LEASE COMMENCE	LEASE TERMINATE	OPTION	PERCENT	INCREASE DATE	MONTHLY RATE	ANNUAL BREAKPOINT	SECURITY DEPOSIT	MISC.
Silver Creek Academic Academy 5619 Building 3	\$ 2,950.00	1,490	1,490	1.98	8/29/2011	8/28/2014	1/3 year 9 mos min 12 mos max	N/A	8/29/2012 \$ 3,173.00 8/29/2013 \$ 3,397.20	N/A	N/A	\$ 2,100.00	New 3-year term. 15% Admin Fee CAM/Tax/Ins. Tenant relocated and expanded from Suite 216.
Megabyte Pizza 5623 Building 2	\$ 5,446.50	3,631	3,631	1.50	1/1/2008	12/31/2016	1/5 year 12 mos notice	None	1/1/2008 \$ 9,275.00 1/1/2009 \$ 9,085.50 12/1/2009 \$ 8,178.00 2/1/2011 \$ 4,089.00 3/1/2013 \$ 5,446.50 1/1/2014 \$ 5,609.89 1/1/2015 \$ 5,778.19 1/1/2016 \$ 5,951.54	None	None	15% Admin Fee CAM/Tax; 10% Admin Fee Ins. Expense cap of 7% per year. Exclusive for full service pizza. Replacement lease was executed for expansion space and longer term. Rental relief granted effective 12/1/09 until further notice. When New Leaf anchor opens	
Canyon Creek Cleaners 5631 Building 2	\$ 4,210.88	1,138	1,138	3.70	7/1/2000	6/30/2015	1/5 year 12 mos notice	6%	12/18/2008 \$ 3,539.18 7/1/2010 \$ 4,108.18 7/1/2011 \$ 4,210.88 7/1/2012 \$ 4,316.16 7/1/2013 \$ 4,424.06 7/1/2014 \$ 4,534.66	842,176.00 Annual min rent/ 6%	\$ 3,750.00	15% Admin Fee CAM/Tax/Ins. Exclusive for dry cleaning business. Lease assigned effective 12/4/08. One 5-yr option at FMV. Lease assigned again effective 9/1/09 to a new operator.	
Mexico Lindo 5635 Building 2	\$ 7,150.18	3,164	3,164	2.26	11/13/2010	11/30/2015	3/5 year 12 mos. Notice	None	11/13/2010 \$ 6,960.80 12/1/2011 \$ 7,150.18 12/1/2012 \$ 7,346.18 12/1/2013 \$ 7,547.58 12/1/2014 \$ 7,755.02	None	\$ 7,500.00	15% Admin Fee CAM/Tax/Ins. No exclusive. Tenant must spend 1% of gross sales towards advertising.	
Starbucks Coffee 5651 Building 2	\$ 3,573.57	1,274	1,274	2.81	10/1/2000	9/30/2015	1/5 year 6 mos notice 1st option exercised	5% Commence. Year 6	10/1/2010 \$ 3,573.27	1,250,000.00 5%	None	First Amendment fully executed. Tenant's early termination right 9/30/11. 6% expense cap on CAM; 10% Admin Fee Tax/Ins. Exclusive: LL will not lease to another business that sells coffee beans/espresso drinks, excluding Cosentino's or restaurant with table service and menus for onsite consumption only. 5% of annual gross sales in excess of the artificial breakpoint.	
Postal Annex 5655 Building 2	\$ 2,129.50	1,138	1,138	1.87	7/1/2000	7/31/2012	1/5 year Exercised None remaining	None	8/1/2006 \$ 3,457.81 8/1/2007 \$ 3,581.55 8/1/2008 \$ 3,668.39 8/1/2009 \$ 2,845.00 8/1/2010 \$ 3,129.50 10/1/2010 \$ 2,129.50 (\$3,129.50 less \$1,000) 8/1/2011 \$ 3,414.00	None	\$ 3,500.00	Tenant has been granted rental relief effective 10/1/10 until 3/31/11 or earlier if a new anchor tenant opens for business. Retroactive adjustment will be made to the account in October. 15% Admin Fee CAM/Tax/Ins. Exclusive for full service postal retail store. Tenant exercised its five year option. First Amendment to Lease dated 1/12/05. Rental relief and lease extension granted pursuant to Second Amendment to Lease dated 8/30/09. Third Amendment to Lease dated 10/13/10 gives \$1,000 per month rental relief until 3/31/11 or earlier if another operator is found for the grocery store location.	
Moda Salon & Spa 5659 Building 2	\$ 3,660.80	1,572	1,572	2.33	6/28/2000	6/30/2013	1/3 year 6 mos min 12 mos max	None	7/1/2010 \$ 3,537.00 7/1/2011 \$ 3,660.80 7/1/2012 \$ 3,788.92	None	\$ 5,030.40	15% Admin CAM/Tax/Ins. Exclusive for full service salon/spa. Free Rent and INN expenses 7/1/10-8/12/10. Fixed CAM at \$1,399.08 for entire 3-yr term.	
Chig Ga Sushi 5665 Building 2	\$ 5,879.25	1,809	1,809	3.25	9/14/2000	10/31/2019	2/5 year 12 mos notice	5%	11/1/2009 \$ 4,974.75 11/1/2010 \$ 5,427.00 11/1/2011 \$ 5,879.25 11/1/2012 \$ 6,055.63 11/1/2013 \$ 6,237.30 11/1/2014 \$ 6,424.42 11/1/2015 \$ 6,617.15 11/1/2016 \$ 6,815.66 11/1/2017 \$ 7,020.13 11/1/2018 \$ 7,230.74	1,302,480.00 Ann min rent/5%	\$ 6,500.00	New 10-yr term fully executed effective November 1, 2009 with a reduced rental rate and two 5-yr options. 15% Admin Fee CAM/Tax/Ins. Exclusive for Japanese cuisine or sushi restaurant.	

CANYON CREEK PLAZA  
Tenant Lease Abstract

12/19/2011

TENANT	MONTHLY RENTAL	Useable S.F.	Rentable S.F.	(Useable SF) RENTAL	LEASE COMMENCE	LEASE TERMINATE	OPTION	PERCENT	INCREASE DATE	MONTHLY RATE	ANNUAL BREAKPOINT	SECURITY DEPOSIT	MISC.
New Leaf Community Markets 5667 Building 1	\$ 28,000.00	25,000	25,000	1.12	12/9/2011	12/8/2026	3/5 year 12 mos notice 15 mos max	2%	12/9/2016 12/9/2021	\$ 30,800.00 \$ 33,880.00	15,000,000.00	\$ 28,000.00	New 15-yr term fully executed. 13% Admin CAM only. Three 5-yr options. RCD is the earlier of Opening Date or nine months after the Delivery Date. Rent Commencement Date has been established at 12/9/11.
<b>TOTAL GROUND FLOOR</b>	<b>\$ 95,752.11</b>	<b>56,612</b>	<b>56,612</b>									<b>\$ 80,820.40</b>	
AT&T Wireless/Cellular One Antenna 5649	\$ 1,648.00	0	0	-	4/1/2000	3/27/2015		None	3/28/2011 3/28/2012 3/28/2013 3/28/2014	\$ 1,648.00 \$ 1,697.44 \$ 1,748.36 \$ 1,800.81	N/A	\$ 5,000.00	Roof top communications cabinet on Bldg B. Amendment 2 adds two cabinets. Lease renewed an additional five years. No options.
T-Mobile USA Antenna	\$ 2,028.74	200	200	10.14	10/5/2006	10/4/2016	5/5yr 270 days notice	None	11/1/2010 11/1/2011 11/1/2012 11/1/2013 11/1/2014 11/1/2015	\$ 1,969.64 \$ 2,028.73 \$ 2,089.59 \$ 2,152.28 \$ 2,216.85 \$ 2,283.35	None	None	Tenant sent notification on 10/10/06 of intent to exercise option to lease. Rent Commencement Date to be revised to October 6, 2006 and annual increase to be updated in February. 12 mo option to exercise 5-yr lease. Tenant can extend option period an additional 12 mos w/270 day written notice. Once option has been exercised, 3% annual increases. 5.5yr options. Tenant does not pay CAM.
Nextel Antenna	\$ 2,028.74	200	200	10.14	8/25/2006	8/24/2016	5/5yr	None	8/25/2011 8/25/2012 8/25/2013 8/25/2014 8/25/2015	\$ 2,028.74 \$ 2,089.60 \$ 2,152.29 \$ 2,216.86 \$ 2,283.37	None	None	5-yr lease. First of 5-yr options exercised. 3% annual increases. Lease automatically renews. Non-renewal notification 180 days. Tenant does not pay CAM.
<b>TOTAL ROOF AREA</b>	<b>\$ 5,705.47</b>	<b>400</b>	<b>400</b>									<b>\$ 5,000.00</b>	

<b>TOTAL</b>	\$ 95,752.11	52,277	56,612	LEASABLE (1ST FLOOR)
	4,335	4,335	MEZZANINE	
	\$ 95,752.11	56,612	60,947	TOTAL GROUND FLOOR
	\$ 6,451.85	5,938	6,651	TOTAL 2ND FLOOR
	\$ 5,705.47	400	400	TOTAL ROOF
	\$ 107,909.43	62,950	67,998	TOTAL (SF INCLUDES 400 SF-T-MOBILE & NEXTEL ANTENNAS)
	\$ 107,909.43	58,615	63,663	TOTAL W/O MEZZANINE & CELL SITES

55,610	94.87%	OCCUPIED
3,005	5.13%	VACANT
<b>58,615</b>	<b>100%</b>	


## ENVIRONMENTAL SITE ASSESSMENT QUESTIONNAIRE

Please complete to the best of your knowledge. For those questions that are not applicable, please respond with an "N/A". For those questions that are unknown, please respond with "unknown".

### 1. PROPERTY INFORMATION:

Property Name: <u>CANYON CREEK PLAZA</u>		
Property Address: <u>5601-5667 Silver Creek Valley Road</u>		
City <u>San Jose</u>	State <u>CA</u>	Zip <u>95138</u>
Assessor's Parcel Number <u>679-29-006 &amp; 007</u>		
Property Owner & Contact Information: <u>Ed Abelite 408-221-6259</u>		
Date Property Owner Purchased: <u>≈ 1997</u>		
Key Site Manager & Contact Information: <u>Ed Abelite or Ken Connors 408-605-6700</u>		

### 2. COMPLETED BY

Signature 	Date <u>December 19, 2011</u>
Printed Name <u>Ed Abelite</u>	Relation to Subject Property <u>General Partner</u>

### 3. PREVIOUS INVESTIGATIONS

Have any previous environmental investigations been performed at the property, including Phase I ESAs, Phase II Subsurface Investigations, Remediation, Asbestos or Lead-Based Paint surveys? Phase I, November 22, 2000

(If yes, please provide copies)

### 4. PROPERTY DESCRIPTION

Property Size: 8.4 Acres Number of Building(s): Three

Size of Building(s): B1=29,335 B2=21,347 B3=12380

Date of Construction: 1999-2000

Property Type: (please circle)

Multi-Family Hotel Mobile Home Park Retail/Commercial Industrial Office

Other: \_\_\_\_\_

Please provide Rent Roll if Applicable. OK

Historical Use of Property: See first Phase I report.

**5. SURROUNDING PROPERTY USES**

DIRECTION	USE
North	Residential
South	Residential
East	Residential
West	Open space and Residential.

Are you aware of any potential environmental concerns associated with surrounding properties?

\_\_\_\_\_ YES                        X   NO

If yes, please describe: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

**6. UTILITIES & SERVICES**

Please provide the name of the utility or contractor providing the following:

Electric	<u>PG+E</u>	Bio-hazardous Waste	<u>NONE</u>
Gas	<u>PG+E</u>	Elevator Maintenance	<u>OTIS</u>
Potable Water	<u>City of San Jose</u>	Used Grease	<u>Via Grease traps vendors for rest.</u>
Sanitary Sewer	<u>City of San Jose</u>	Hazardous Waste	<u>NONE</u>

**7. ON SITE OPERATIONS**

Are you aware of any of the following conditions, either past or present, on the property?		
Condition	Response	If yes, please describe
1. Stored Chemicals	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
2. Underground Storage Tanks	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
3. Aboveground Storage Tanks	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
4. Spills or Releases	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
5. Dump Areas/Landfills	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
6. Waste Treatment Systems	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
7. Clarifiers/Separators	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
8. Vents/Odors	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
9. Floor Drains/Sumps	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<u>STANDARD BATHROOM DRAINS</u>
10. Stained Soil	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
11. Electrical Transformers	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<u>STANDARD PGE Ground pedestals</u>
12. Hydraulic Lifts/Elevators	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<u>OTIS / Building 2 and B.I</u>
13. Dry Cleaning Operations	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<u>NO PLANT - PICK UP and DROP ONLY</u>
14. Oil/Gas/Water/Monitoring Wells	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
15. Environmental Permits	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	



## PHASE I ENVIRONMENTAL SITE ASSESSMENT QUESTIONNAIRE

The following questionnaire is required by the new ASTM Standard E 1527-05, which adheres to the new All Appropriate Inquiries (AAI) Rule (United States Environmental Protection Agency) (40 CFR 312).

As defined by ASTM, the User of the report is the "party seeking to use Practice E 1527 to complete an environmental site assessment of the property. A user may include, without limitation, a potential purchaser of property, a potential tenant of property, an owner of property, a lender, or a property manager."

SUBJECT PROPERTY ADDRESS:	5601-5667 Silver Creek Valley Road
SUBJECT PROPERTY CITY, STATE ZIP:	San Jose, CA 95138

### 1. Environmental cleanup liens that are filed or recorded against the site (40 CFR 312.25)

Are you aware of any environmental cleanup liens against the Subject Property that are filed or recorded under federal, tribal, state or local law?

YES  NO

### 2. Activity and land use limitations that are in place on the site or that have been filed or records in a registry (40 CFR 312.26)

Are you aware of any activity and land use limitations (AULs), such as engineering controls, land use restrictions or institutional controls that are in place at the Subject Property and/or have been filed or recorded in a registry under federal, tribal, state or local law?

YES  NO

### 3. Specialized knowledge or experience of the person seeking to qualify for the LLP (40 CFR 312.28)

As the User of this report, do you have any specialized knowledge or experience related to the Subject Property or nearby properties? For example, are you involved in the same line of business as the current or former occupants of the Subject Property or adjoining property?

YES  NO

### 4. Relationship of the purchase price to the fair market value of the Subject Property if it were not contaminated (40 CFR 312.29)

Does the purchase price being paid for the Subject Property reasonably reflect the fair market value of the Subject Property? If so, why?

YES  NO

*Refinance only. No special price adjustments required.*

5. Commonly known or reasonably ascertainable information about the Subject Property (40 CFR 312.30)

Are you aware of commonly known or reasonably ascertainable information about the Subject Property that would help the environmental professional to identify conditions indicative of release or threatened release?

YES  NO

a. Do you know the past uses of the Subject Property?

YES  NO

*Empty field*

b. Do you know of specific chemicals that are present or once were present at the Subject Property?

YES  NO

c. Are you aware of any spills or other chemical releases that have taken place at the Subject Property?

YES  NO

d. Do you have any prior knowledge that the Subject Property was developed as a gas station, dry cleaner, manufacturing/industrial facility in the past?

YES  NO

e. Are you aware of historical use of hazardous materials or petroleum products used or present on the Subject Property?

YES  NO

f. Do you know if the property is currently or was formerly equipped with underground storage tanks (USTs) or septic tanks?

YES  NO

g. Do you know of any past, threatened or pending lawsuits or administrative proceedings concerning a release or threatened release of any hazardous substance or petroleum products involving the Subject Property by any owner or occupant of the Subject Property?

YES  NO

6. The degree of obviousness of the presence or likely presence of contamination at the Subject Property, and the ability to detect the contamination by appropriate investigation (40 CFR 312.31)

As the User of this report, are there any obvious indicators that point to the presence or likely presence of contamination at the Subject Property based on your knowledge and experience related to the Subject Property?

YES       NO

---

Signature of User/Person Interviewed: \_\_\_\_\_

Name of User/Person Interviewed: \_\_\_\_\_

Title/Relationship to Subject Property: \_\_\_\_\_

Phone Number/Email: \_\_\_\_\_

Date: \_\_\_\_\_

Contact for additional information:

Name: \_\_\_\_\_

Relationship to Subject Property: \_\_\_\_\_

Phone Number/Email: \_\_\_\_\_

RECEIVED

NOV 27 2000

**Phase I Environmental Site  
Assessment Report**

**for**

**Canyon Creek Plaza  
5601-5667 Silver Creek Valley Road  
San Jose, California 95138**

***Prepared For:***

**GE Capital Real Estate  
Two Bent Tree  
16479 Dallas Parkway, Suite 500  
Addison, Texas 75001-2512**

***Prepared By:***

**Hygienetics Environmental Services, Inc.  
1210 Marina Village Parkway  
Suite 104  
Alameda, California 94501  
(510) 749-1003**

**. November 22, 2000**

**Project No. 4250.062**

**Phase I Environmental Site Assessment Report  
Canyon Creek Plaza, San Jose, California**

*Hygienetics Environmental Services, Inc.*

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**CERTIFICATION OF RESULTS**

This assessment was conducted on behalf of and for the exclusive use of GE Capital Real Estate (GECC), and all its successors and assigns, solely for use in an environmental evaluation of the Site. This report is for the exclusive use of GECC, its affiliates, designates and assignees, rating agencies, prospective bond holders and bond holders, and no other party shall have any right to rely on any service provided by Hygienetics Environmental Services, Inc. without prior written consent.

This report is respectfully submitted this 22<sup>nd</sup> day of November 2000.

Hygienetics Environmental Services, Inc

  
\_\_\_\_\_  
Kris McCormick, CAC  
Project Manager  
Operations Director

  
\_\_\_\_\_  
Dawn Serdiuk  
GECC National Account Director

## **INTRODUCTION**

Hygienetics Environmental Services, Inc. (Hygienetics) has performed a Phase I Environmental Site Assessment (ESA) for the Canyon Creek Plaza located at 5601-5667 Silver Creek Valley Road in San Jose, California. This ESA was performed on behalf of GE Capital Real Estate (GECC) as the potential lender on this property. The work was performed in accordance with the scope and limitations of GECC-CREFS' April 1996 Scope of Work Guideline for Conducting Phase I Environmental Assessments and Hygienetics' proposal number SF00-235, dated November 2, 2000.

The purpose of the investigation was to determine the potential for "environmental contamination" (e.g., petroleum products and/or hazardous materials) to exist on the property, and the potential for such materials to migrate (or have migrated) onto the property from nearby activities or adjacent properties. The investigation included an inspection of the Site and the exterior of adjacent properties, interviews with Site staff and regulatory officials, and review of appropriate federal, state, and local historical and environmental records. This assessment revealed the following:

### **On-Site**

This assessment has not revealed evidence of any recognized or potential environmental conditions in connection with the Site.

### **Off-Site**

This assessment revealed no evidence of recognized environmental concerns in connection with the adjoining or neighboring properties.

### **Recommendations**

No further environmental investigation of the Site is recommended at this time.



**1.0 PROJECT SUMMARY**

**1.1 Purpose:**

This report provides the results of a Phase I Environmental Site Assessment for Canyon Creek Plaza located at 5601-5667 Silver Creek Valley Road in San Jose, California, 95138 (refer to Figure 1).

The purpose of this assessment was to identify recognized environmental conditions ("environmental contamination") existing in connection with the above-referenced property, stemming from petroleum products (e.g., oils) and/or hazardous materials that are currently in use, in use in the past, or possibly may have existed off the Site and migrated onto the Site via a spill or other accident. Consideration was given to their possible previous or current generation, use, treatment, storage, or disposal on the Site. The terms "hazardous materials," "hazardous wastes," and "hazardous substances" are defined by the United States Environmental Protection Agency (EPA) Comprehensive Environmental Response, Compensation and Liability Act (CERCLA) 42 USC Section 9602; the EPA Resource Conservation and Recovery Act (RCRA) 42 USC Section 9621, Subpart C; and State of California regulations.

**1.2 Scope And Terms And Conditions:**

Hygienetics was engaged by GE Capital Real Estate (GECC) on November 2, 2000, to perform a Phase I Environmental Site Assessment of the property described above. The assessment was conducted on behalf of GECC to fulfill the environmental due diligence requirement in connection with the lending transaction for the Site. The work was performed in accordance with the scope and limitations of GECC-CREFS' April 1996 Scope of Work Guideline for Conducting Phase I Environmental Assessments and Hygienetics' proposal number SF00-235, dated November 2, 2000.

The GECC contact for this project was Ms. Tamika Miller of GECC's Dallas office, located at 16479 Dallas Parkway, Suite 500, Addison, Texas.

**1.3 Limitations And Exceptions Of Assessment:**

No limitations or exceptions to GECC-CREFS' April 1996 Scope of Work Guideline for Conducting Phase I Environmental Assessments are noted. This report is subject to the limitations stated in Appendix A.

**1.4 Information Sources And Methodology Used:**

The investigation was based on information sources cited in Appendix B, which included federal, state and local regulatory agencies and Site contacts; observations of the Site and readily observable portions of adjacent properties from public right-of-ways; review of the electronic database search report prepared by Environmental FirstSearch (FirstSearch); and a review of available historical records and other relevant published material.

**2.0 PROPERTY DESCRIPTION**

**2.1 Site Location And Legal Description:**

Canyon Creek Plaza (Site) is located at 5601-5667 Silver Creek Valley Road in San Jose, California. It appears in the Santa Clara County Assessor's Map Book 679, Page 29, Parcel 1 (Figure 4).

**2.2 Site Vicinity Characteristics:**

The Site is located in a residential area. Silver Creek Valley Road is to the north of the Site followed by a residential development, Bel Aire Luxury Estates. To the south is Silver Creek followed by single-family residences. To the east and west are single-family residences.

**2.3 Description of Structures Roads And Other Improvements:**

The subject property consists of one parcel of land encompassing approximately 8.35 acres. The Site is comprised of three (3) one- and two-story buildings constructed in 2000. At the time of the Site inspection, ten (10) tenant spaces were inspected, five (5) tenant spaces were leased and under construction and two (2) tenant spaces were vacant. The Site tenants included retail, a drop-off only dry cleaner, a grocery store, and offices.

Building 1 is 5667 Silver Creek Valley Road; Building 2 incorporates 5623-5665 Silver Creek Valley Road and Building 3 encompasses 5601-5617 Silver Creek Valley Road. The shopping center buildings include a supermarket, a first floor strip mall and a second story suite of office spaces. The Site contains approximately 56,714 square feet of net leasable space. The remainder of the Site consists of 319 paved parking spaces or is landscaped.

The Site buildings are of wood frame construction with stucco finish over slab-on-grade concrete foundations. Interior walls are constructed of gypsum wallboard (drywall) finished with paint. The floors are covered with carpeting, ceramic tiles, vinyl floor tiles or vinyl floor sheeting. Ceilings are painted drywall or suspended ceiling tiles. The flat roof is constructed of asphalt sheeting and tar. HVAC systems are roof-mounted. Photographs of the Site are included as Appendix C.

Pacific Gas and Electricity (PG&E) provides electricity and natural gas to the Site. The potable water supply and sewer service is provided by the City of San Jose. Municipal trash service is provided by Browning Ferris Industries (BFI). Universal Maintenance provides janitorial and parking lot maintenance services for the Site.

#### **2.4 Physical Setting:**

The Site is located on the U.S. Geological Survey (USGS) San Jose East Quadrangle 7.5 Minute Series Topographic Sheet at approximate longitude coordinates of 121° 46' 25" and latitude coordinates of 37° 17' 13" (Figure 3).

The nearest surface water body is Silver Creek, located approximately 200 feet to the southwest of the Site. According to the National Flood Insurance Program Map (FIRM) Community Panel Number 060349-0039-E dated August 17, 1998, the Site is within Zone D, an area of undetermined, but possible flood hazard. According to the U. S. Department of Interior April 1985 National Wetlands Inventory map of the San Jose East Quadrangle, the Site is not a designated wetland. Wetland areas are present along the Silver Creek and are designated as, PFOA, (Palustrine, forested, temporarily flooded).

The site lies within the Coast Ranges Geomorphic Province, which extends approximately 550 miles in a northwest to southeast direction along the coast of California. The Coast Ranges comprises a series of northwest to southeast trending ridges and narrow valleys, whose orientations are controlled by the fault dominated geologic structure of the region. The Site is within low hills that bound the eastern edge of the northwest to southeast trending Santa Clara Valley. The low hills, which are from 200 to 1,000 feet above mean sea level in the vicinity of the site, are part of the Diablo Range that bounds the eastern side of the San Francisco Bay basin. The property is at an approximate elevation of 400 feet above mean sea level and surface topography in the local area is irregular and slopes moderately to the southwest.

The geologic terrane in the south San Jose area consists of bedrock units of the Franciscan Assemblage and unconsolidated sediments of the Santa Clara

Formation and various alluvial deposits. The Franciscan Assemblage rocks are from Jurassic to Cretaceous in age and consist primarily of serpentinite, graywacke, and sandstone with minor claystone. These rocks are exposed at the ground surface to the south and west of the site. Underlying the site and immediate vicinity is the Pliocene-Pleistocene age Santa Clara Formation, which consists of poorly-sorted gravel, pebbly sandstone, siltstone, and clay. Other younger unconsolidated sediments include Pleistocene and Holocene age alluvial fan deposits and Holocene age stream channel deposits, which are exposed along the Silver and Thompson Creek channels and underlie the margins of the Santa Clara Valley. Alluvial fan deposits include gravelly and clayey sand and clayey gravel that grades upward to sandy or silty clay (see Helley and Wesling, 1990).

Several northwest to southeast trending faults have been delineated in the area of the site. The closest fault is the Silver Creek Fault, which follows Silver Creek approximately 1,000 feet southwest of the site. The trace of the Piercy Fault runs approximately 2 miles southwest of the site and traces of the Evergreen, Quimby, and Hayward Faults are between 1 and 2 miles northeast of the site (Helley and Wesling, 1990).

The site and vicinity are underlain by rocks classified by the Santa Clara Valley Water District (1989) as non water-bearing. Ground water in the rocks of the Franciscan Assemblage and unconsolidated sediments of the Santa Clara Formation is stored and transmitted primarily through fracture openings. Consequently, yields from water supply wells are generally low (see Santa Clara Valley Water District, 1989). Due to the geology in the Site vicinity, information on the depth to ground water in the vicinity is not available. Based on surface topography, the direction of groundwater flow at the site may be to the southwest toward Silver Creek. Although, the Silver Creek Fault, which follows Silver Creek, may direct ground-water flow to the northwest.

## **2.5 Current Uses Of The Site:**

The Site is currently used as a retail and office facility. No manufacturing activities are performed on the Site. No current plant dry cleaning activities are performed at the Site. The current use of the Site does not represent an environmental concern.

As of the date of our Site reconnaissance, the current tenants at the Canyon Creek Plaza, their operations, and potential for environmental concern are summarized as follows:

**Phase I Environmental Site Assessment Report  
Canyon Creek Plaza, San Jose, California**

*Hygienetics Environmental Services, Inc.*

ADDRESS (Silver Creek Valley Road)	NAME OF TENANT	DESCRIPTION OF OPERATIONS	POTENTIAL CONCERN?
5601, Building 3	Blockbuster	Video Store	None
5609, Building 3	Fred Sands Landmark Properties	Office	None
5613, Building 3	Old Republic Title Company	Office	None
5617, Building 3	Learning Express	Toy Store	None
5623, Building 2	MegaByte Pizza Company	Restaurant - Under Construction	None
5627, Building 2	Vacant		
5631, Building 2	Canyon Creek Cleaners	"Drop-off" Only Dry Cleaner	None
5635, Building 2	Spivac's	Restaurant - Under Construction	None
5645, Suite 200, Building 2	ATradeUSA.com	Offices - Internet Company - Under Construction	None
5645, Suite 201, Building 2	Stepovich Orthodontics	Orthodontics Office - Under Construction	None
5645, Suite 216, Building 2	Vacant		
5645, Suite 220, Building 2	Hamada Family Dentistry	Dentist Offices	None
5651, Building 2	Starbucks	Coffee Shop	None
5655, Building 2	Postal Annex	Mailing Center	None
5659, Building 2	Moda Salon and Spa	Beauty Salon	None
5665, Building 2	Vacant	Restaurant - Under Construction	None
5667, Building 1	Cosentino's Grocery	Grocery Store	None

Hamada Family Dentistry, located at 5645 Silver Creek Valley Road, Suite 220, uses only digital photography and utilizes no x-ray equipment or developers on Site.

Canyon Creek Cleaners located at 5631 Silver Creek Valley Road operates as a drop-off only dry cleaning facility. No visible evidence of staining or discoloration was observed at the time of the Site inspection.

## **2.6 Current Uses Of Adjacent Properties:**

The Site is located in a residential area. Silver Creek Valley Road is to the north of the Site followed by a residential development, Bel Aire Luxury Estates. To the south is Silver Creek followed by single-family residences. To the east and west are single-family residences.

## **3.0 HISTORICAL RECORDS REVIEW**

Hygienetics conducted a historical record search for both the Site and neighboring properties. This included a review of aerial photographs on file at Pacific Aerial Surveys of Oakland, California, Sanborn Fire Insurance Maps on file at the University of California Berkeley Map Library, city directories, building permits on file at the City of San Jose Planning and Building Department, and maps on file at the Santa Clara County Assessor's Office. A copy of the assessor's map is provided as Figure 4.

### **3.1 Past Uses Of The Site:**

Aerial photographs were reviewed for the following years: 1960, 1971, 1976, 1982, 1988, 1992 and 1998. Aerial photographs were reviewed at the offices of Pacific Aerial Surveys in Oakland, California.

**1960 and 1971 Aerial Photographs:** Show the Site and immediate vicinity as vacant, undeveloped land. Farm land and orchards appear prevalent in the surrounding area. Silver Creek Valley Road does not exist at this time.

**1976, 1982 and 1988 Aerial Photographs:** Show the Site partially developed with a rectangular barn structure with four small square sheds surrounding the barn. The immediate vicinity remains vacant and undeveloped.

**1992 Aerial Photograph:** Shows the Site with the same barn structure as appeared in 1988. The four sheds no longer appear at this time. Roll-off bins and automobiles appear parked on the south and west sides of the barn. The immediate surrounding area still appears undeveloped at this time. Silver Creek Valley Road has been constructed by this time.

**1998 Aerial Photograph:** Shows the Site under construction, no structures appear on the Site. Trucks appear to be grading the Site at this time. Residential development is visible to the north of the Site. Single-family residences appear to the south, east and west.

Sanborn Fire Insurance map coverage was not provided for the subject Site.

Available city directories did not list the Site addresses through 1999.

### **3.2 Past Uses Of Adjacent Properties:**

Past use of adjacent properties is summarized in Section 3.1.

## **4.0 REGULATORY AGENCY RECORDS SEARCH**

Hygienetics reviewed federal and state regulatory agency database information provided by Environmental FirstSearch (FirstSearch) concerning activities which may be of environmental concern in the general vicinity of the Site. The database search was conducted using publicly available regulatory records, as detailed in FirstSearch's November 6, 2000 report. Please refer to Appendix D for a copy of the FirstSearch report with a listing of search parameters, database summary listing, site specific detail printouts and location maps. Regulatory listings are limited and include only those sites which are known to the regulatory agencies at the time of publication to be contaminated or are in the process of evaluation for potential contamination.

Please note that some facilities are listed with unknown addresses (not Geocoded) or other unknown data fields. Such occurrences are the result of limitations in the regulatory database itself, and are beyond our control.

### **4.1 Federal Environmental Record Sources:**

#### United States Environmental Protection Agency (USEPA) National Priority List (NPL)

The Site does not appear on the NPL list. There are no facilities included on the NPL within a one-mile radius of the Site.

#### USEPA Comprehensive Environmental Response Compensation and Liability Information System (CERCLIS)

The Site does not appear on the CERCLIS list. There are no facilities within a one-half mile radius of the Site listed on the CERCLIS list.

USEPA Resource Conservation and Recovery Information System (RCRIS)  
Hazardous Waste Generators and Transporters

No current or previous Site tenants are listed as RCRA generators or transporters. There are no RCRA generator facilities listed within a one-quarter mile radius of the Site.

USEPA Resource Conservation and Recovery Act (RCRA), Treatment, Storage and/or Disposal Facility (TSD)

The Site does not appear on the RCRA TSD list. There are no listed RCRA TSD facilities within a one-half mile radius of the Site.

USEPA Resource Conservation and Recovery Act Corrective Actions List (CORRACTS)

The Site does not appear on the CORRACTS list. There are no CORRACTS facilities listed within a one-mile radius of the Site.

USEPA Emergency Response Notification System (ERNS)

The Site does not appear on the ERNS list. There are no ERNS facilities listed within a one-eighth mile radius of the Site.

**4.2 State Environmental Record Sources:**

State of California Annual Work Plan (AWP/State-Equivalent NPL)

The Site does not appear on the AWP list. There are no AWP facilities listed within a one-mile radius of the Site.

California EPA CALSITE (State-equivalent CERCLIS)

The Site is not listed on the CALSITE list. There are no CALSITE facilities listed within a one-mile radius of the Site.

Permitted Underground Storage Tanks – State Water Quality Control Board (UST)

The Site is not on the UST list. There are no facilities listed with permitted underground storage tanks within a one-quarter mile radius of the Site.



Leaking Underground Storage Tanks (LUST) – State of California

The Site is not on the LUST list. There is one LUST facility within a one-half mile radius of the Site. Silver Creek High School at 3434 Silver Creek Road is located approximately 0.22 miles southeast and cross-gradient from the Site. The status of this LUST incident is listed as “Cased Closed”. Due to the distance, relative gradient and regulatory status, this LUST does not represent an environmental concern to the Site.

Solid Waste Information System (SWIS)

The Site is not listed on the SWIS list. There is no SWIS facilities listed within a one-half mile radius of the subject Site.

**4.3 Municipal And Local Authorities:**

City of San Jose Planning and Building Department File Review November 14, 2000

According to the City of San Jose Planning and Building Department, the Site is zoned C-7, Neighborhood Commercial. Approximately ten (10) Certificates of Occupancy for the Site were available for review at the City of San Jose Planning and Building Department. These Certificates of Occupancy were available for the individual tenant spaces and were dated from May 15, 2000 through the present. No environmental concerns were noted from the review conducted at the City of San Jose Planning and Building Department.

**4.4 Additional Record Sources:**

Since the Site is not on any of the environmental regulatory lists, no written Freedom of Information Act (FOIA) requests were submitted for the Site.

Hygienetics reviewed the *Phase I Environmental Site Assessment Report for the Silver Creek Valley Road Property in San Jose, California* prepared by Kleinfelder and dated August 18, 1998. The assessment was conducted prior to the construction of the current Site-buildings. According to this Phase I report, no significant environmental concerns were noted for the Site based on the site reconnaissance and historical and regulatory reviews.

Hygienetics reviewed the *Property Condition Assessment and Americans with Disability Act Compliance Survey* prepared by Aqua Terra Assessment Services Corporation and dated October 20, 2000. According to the report, the physical condition of the property was “good” and the quality of the building materials and

systems meet construction standards. The Site was also concluded to be within substantial compliance with the "Americans with Disabilities Act of 1990."

Hygienetics reviewed the *Seismic Loss Assessment* prepared by Aqua Terra Assessment Services Corporation and dated October 24, 2000. According to the report, the Site has a low potential for ground failure due to liquefaction or landslides. The Site is within an earthquake fault zone that has been identified as recently active or potentially active seismic faults with a potential for surface rupture. The report further noted that the Site is depicted in the California Division of Mines and Geology "Probabilistic Seismic Hazard Map for California" as having a 60-70 percent probability for Peak Horizontal Ground Acceleration within 50 years. According to the Modified Mercalli Intensity Scale, the Site is classified as "IX" for a major earthquake on the closest fault zones. Based upon their research, Aqua Terra predicted the probable maximum loss for the current improvements from seismic activity is 14 percent for Buildings 2 and 3 and 19 percent for Building 1.

No environmental concerns were noted from the previous environmental reports review.

## **5.0 ON-SITE ENVIRONMENTAL ASSESSMENT**

On November 14, 2000, Ms. Kris McCormick and Ms. Rebecca Walsh of Hygienetics performed a Site reconnaissance. The reconnaissance included observations of the shopping center common areas, the shopping center store units, selected office spaces, and the grounds with Mr. Ed Abelite, Canyon Creek Plaza General Partner. The reconnaissance also included observations of exterior portions of adjacent properties from public right of ways. The findings of the inspection are presented in the following sections.

### **5.1 Underground/Aboveground Storage Tanks:**

According to the FirstSearch database, there are no underground storage tanks located on the Site. No obvious visual evidence (vent pipes, fill pipes, etc.) of underground storage tanks was observed. No records of USTs or ASTs were on file with the City of San Jose Fire Department.

### **5.2 Lead-Based Paint:**

No documentation relative to lead-based paints was reviewed for this assessment. In accordance with GECC-CREFS' April 1996 Scope of Work Guideline for Conducting Phase I Environmental Assessments, whereas the on-Site buildings

were constructed in 2000, a lead-based paint inspection was not deemed necessary. Painted surfaces observed in areas accessed during this assessment were intact and in good condition. Based on the Site date of construction (2000) lead based paint is not likely to represent an environmental concern.

**5.3 Asbestos:**

No documentation relative to asbestos-containing materials (ACMs) was reviewed for this assessment. In accordance with GECC-CREFS' April 1996 Scope of Work Guideline for Conducting Phase I Environmental Assessments, whereas the on-Site buildings were constructed after 1980, an ACM inspection was not deemed necessary. Building materials in areas accessed were observed to be in good condition, no friable or damaged non-friable suspect materials were observed. Based on the Site date of construction (2000) ACM is not likely to represent an environmental concern.

**5.4 Non-Asbestos Hazardous Materials:**

Chemical storage at the Site consisted of various cleaning and maintenance supplies stored in their original manufacturer's containers and small quantities of retail-packaged household cleaning products. Chemicals were stored in the maintenance storage areas and individual tenant spaces. No obvious evidence of chemical spills or leaks was observed during the Site reconnaissance.

At the time of the Site reconnaissance, the following chemicals were identified at the Site:

Canyon Creek Cleaners Janitorial Storage

- (1) 1-gallon plastic container of general purpose cleaner
- (1) 1-gallon plastic container of chlorine bleach
- (1) 1-gallon plastic container of glass cleaner

Postal Annex Janitorial Storage

- (3) 1-gallon plastic containers of floor stripper
- (1) 1-gallon metal container of latex paint
- (1) 1-quart plastic container of window cleaner

Starbucks Janitorial Storage

- (5) 1-gallon plastic containers of general purpose cleaner
- (5) 1-gallon plastic containers of disinfectant
- (3) 1-quart plastic containers of hand soap

No Material Safety Data Sheets were available for review. Based upon observations made during the Site reconnaissance, chemical use and storage practices at the Site do not represent an environmental concern to the Site if used in accordance with manufacturer's instructions.

**5.5 Solid (Non-Hazardous) Waste:**

Solid waste streams generated on the Site typically consist of commercial-type solid waste (trash) generated by the on-Site tenants. BFI removes solid waste from the Site.

**5.6 Hazardous Waste:**

No hazardous waste generation or storage was noted during the Site reconnaissance.

**5.7 PCB-Containing Equipment:**

Three (3) pad-mounted transformers were identified at the Site. The transformers are owned and operated by Pacific Gas and Electric (PG&E). These transformers were not observed to be leaking at the time of the Site reconnaissance. Based on the Site construction date, the observation that the transformers were not leaking, and that PG&E accepts responsibility for releases, the pad-mounted transformers do not represent an environmental concern to the Site.

Fluorescent light fixtures were identified in the on-Site structures. The ballasts were inaccessible for inspection. Based on the date of Site construction (2000), it is not likely that the capacitors within the fluorescent lighting ballasts contain PCB's, however Hygienetics recommends that ballasts be inspected for labeling indicating no PCBs are present during replacement. If this labeling does not exist, the ballasts should be disposed of in accordance with federal, state and local requirements.

One hydraulic elevator is located within Building 2 in order to access the second level offices. The elevator equipment was newly installed at the Site in 2000 by OTIS who also currently maintains the elevator. Based on the date of the elevator equipment installation, the potential for the presence of PCB-containing fluids is

considered unlikely. No other electric equipment was observed on-Site. Based upon the Site construction date (2000) and observations made during the Site reconnaissance, the PCB content of electric equipment on-Site is not considered likely to represent an environmental concern to the Site.

**5.8 Water And Wastewater/Stormwater:**

The potable water supply is supplied to the Site by the City of San Jose. Surface water from the Site is largely controlled by paved areas on and surrounding the subject Site. Surface water drains as sheet flow toward storm drains located throughout the Site. No evidence of staining or odors was noted. No water supply wells, dry wells, or monitoring wells are located on the Site.

**5.9 Wetlands:**

No wetlands exist on the Site. The nearest surface water body is Silver Creek, located approximately 200 feet to the southwest of the Site.

**5.10 Radon:**

The Site is located in Region 6 of the EPA/California Statewide Radon Survey. Region 6 is predicted to have an average indoor radon screening potential less than 5.5 picoCuries per liter. If accurate levels of radon in the on-Site buildings need to be documented, Site specific testing would be required.

Based on the documented regional radon levels and the lack of below-grade areas, no sampling was conducted during this assessment and radon is not expected to pose an environmental concern at the Site.

**5.11 Air Emissions:**

The Site currently does not have nor require any air emission permits according to Bay Area Air Quality Management District.

**5.12 Dry Cleaning Operations:**

The current dry cleaning facility, Canyon Creek Cleaners, located at 5631 Silver Creek Valley Road is a pickup/drop-off location only; no plant dry cleaning operations are currently performed on-Site. No chlorinated solvents or wastes were observed in this location during the Site reconnaissance.

**5.13 Site-Specific Environmental Issues:**

Pursuant to the above-referenced scope of work for this project, Hygienetics evaluated the following additional scope items:

Indoor Air Quality (IAQ): At the time of the Site reconnaissance, no unusual odors were noted. The Site representative did not have any indoor air quality complaints on file for the subject Site.

Medical (pathological/infectious) Waste: No medical waste was reported or observed to be generated or stored on-Site during the Site reconnaissance.

Chlorofluorocarbons (CFC) as Coolants: The HVAC air conditioning units for the individual tenant spaces are serviced by an outside vendor on an as needed basis. No CFCs are stored on-Site; therefore, the presence of CFCs represents a minimal environmental concern.

## **6.0 REVIEW OF NEARBY/ADJACENT PROPERTIES**

Based upon our observations of adjacent/nearby properties from public right-of-ways (refer to Section 2.6), review of historical aerial photographs of the Site vicinity (Section 3.0), and the regulatory database information provided by Environmental FirstSearch (Section 4.1), no adjacent/nearby properties are expected to represent a significant environmental concern to the Site.

## **7.0 CONCLUSIONS AND RECOMMENDATIONS**

Hygienetics has performed a Phase I Environmental Site Assessment for Canyon Creek Plaza located at 5601-5667 Silver Creek Valley Road in San Jose, California. The work was performed in accordance with the scope and limitations of GECC-CREFS' April 1996 Scope of Work Guideline for Conducting Phase I Environmental Assessments, as further described by our proposal SF00-235 dated November 2, 2000.

### **7.1 Conclusions:**

This assessment revealed no evidence of recognized environmental conditions in connection with the Site.

This assessment revealed no evidence of recognized environmental conditions in connection with the abutting or neighboring properties.

### **7.2 Recommendations:**

No further environmental investigation of the Site is recommended at this time.

**8.0 FIGURES**



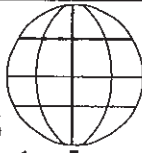


**SITE LOCATION:**

Canyon Creek Plaza  
 5601-5667 Silver Creek  
 Valley Road  
 San Jose, California

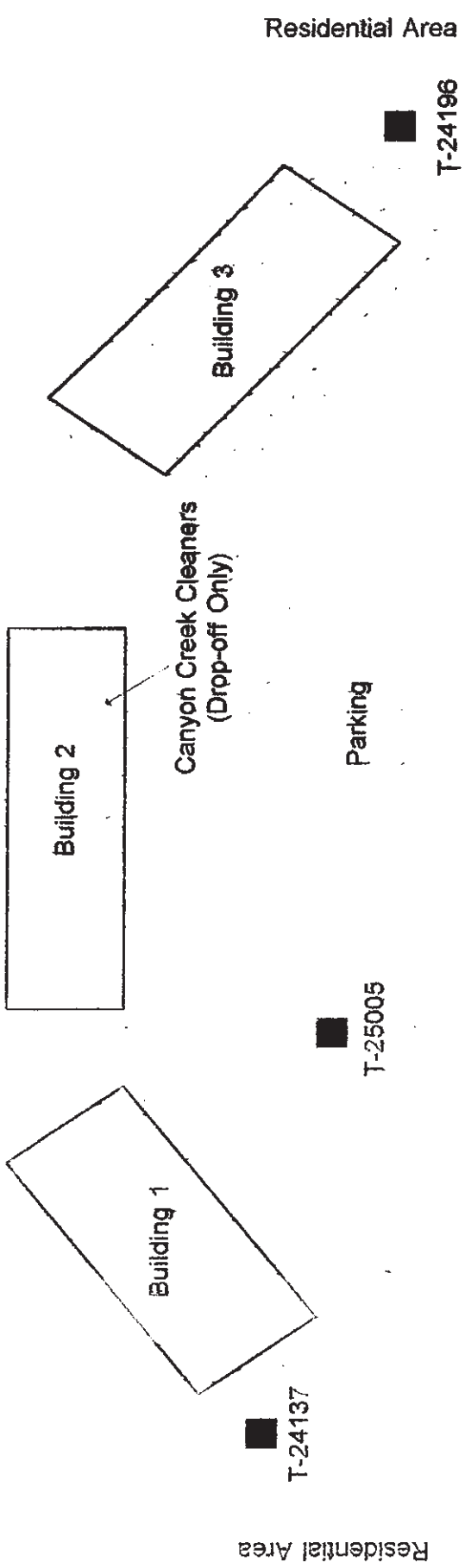
**Hygienetics  
 Environmental**

1210 Marina Village Parkway, Suite 104  
 Alameda, California 94501



<b>Site Location Map</b>		Nov. 2000
Source: 1997 Thomas Brothers Guide, Santa Clara/ Santa Mateo Counties, Page 855, E6		
Project No. 4250.062		<b>1</b>
Not to Scale		

Residential Area



**Legend:**

■ = Transformer Location



Approximate direction of groundwater flow.



Canyon Creek Plaza  
 5601-5667 Silver Creek Valley Road  
 San Jose, California

**Hygienetics Environmental**  
 1210 Marina Village Parkway, Suite 104  
 Alameda, California 94501

Site Plan

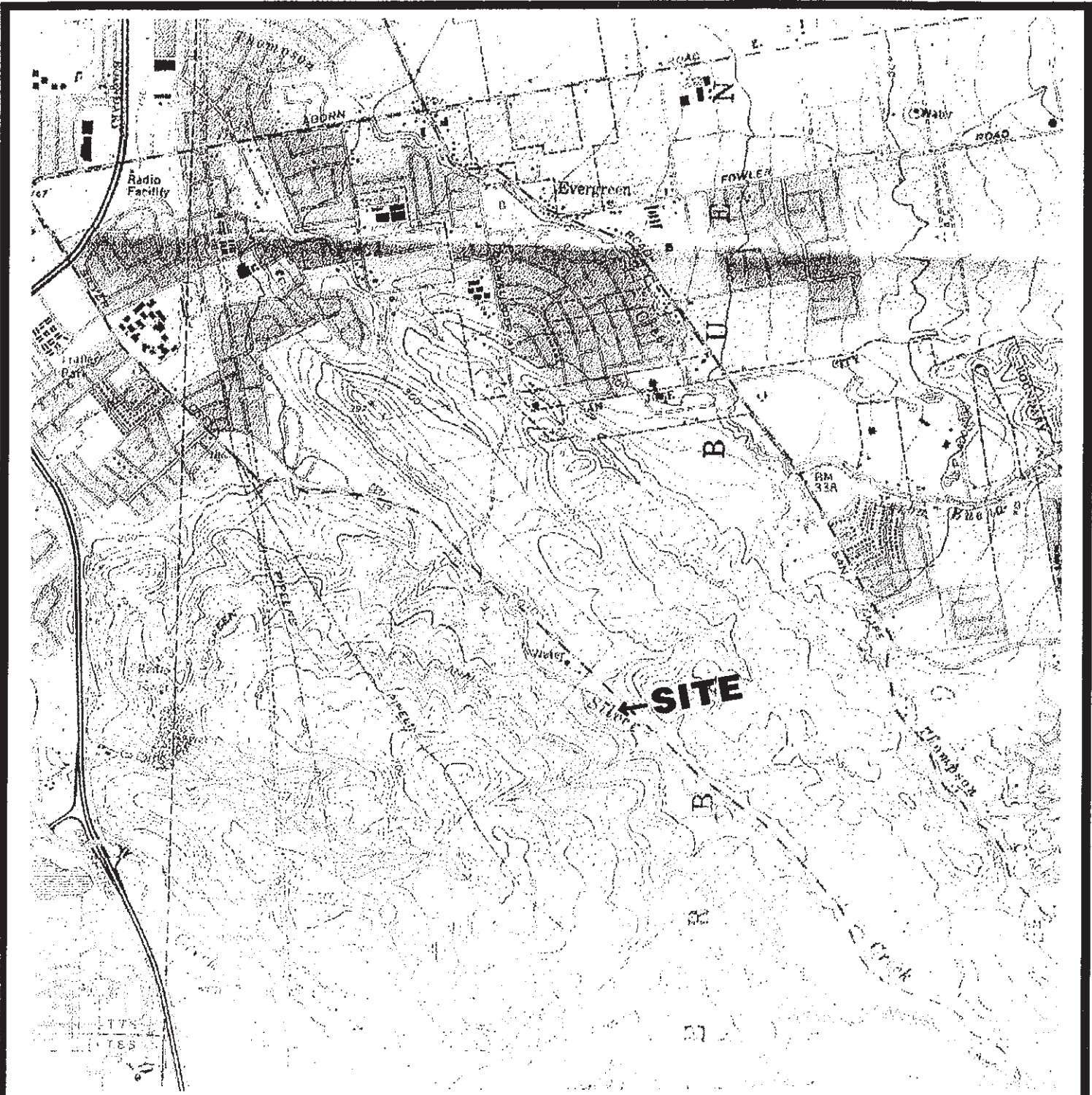
Project No. 4250.062

Nov. 2000

Not to Scale

FIGURE NO.

**2**



**Explanation**



Approximate direction of groundwater flow.

Contour interval 20 feet.

Scale 1:24,000



Source: USGS San Jose East Quadrangle, 7.5 Minute Series, 1961 (Photorevised 1980)

**SITE LOCATION:**

Canyon Creek Plaza  
 5601-5667 Silver Creek Valley  
 Road  
 San Jose, California

**Hygienetics Environmental**   
 1210 Marina Village Parkway, Suite 104  
 Alameda, California 94501

**TOPOGRAPHIC MAP**

PROJECT NO.  
**4250.062**

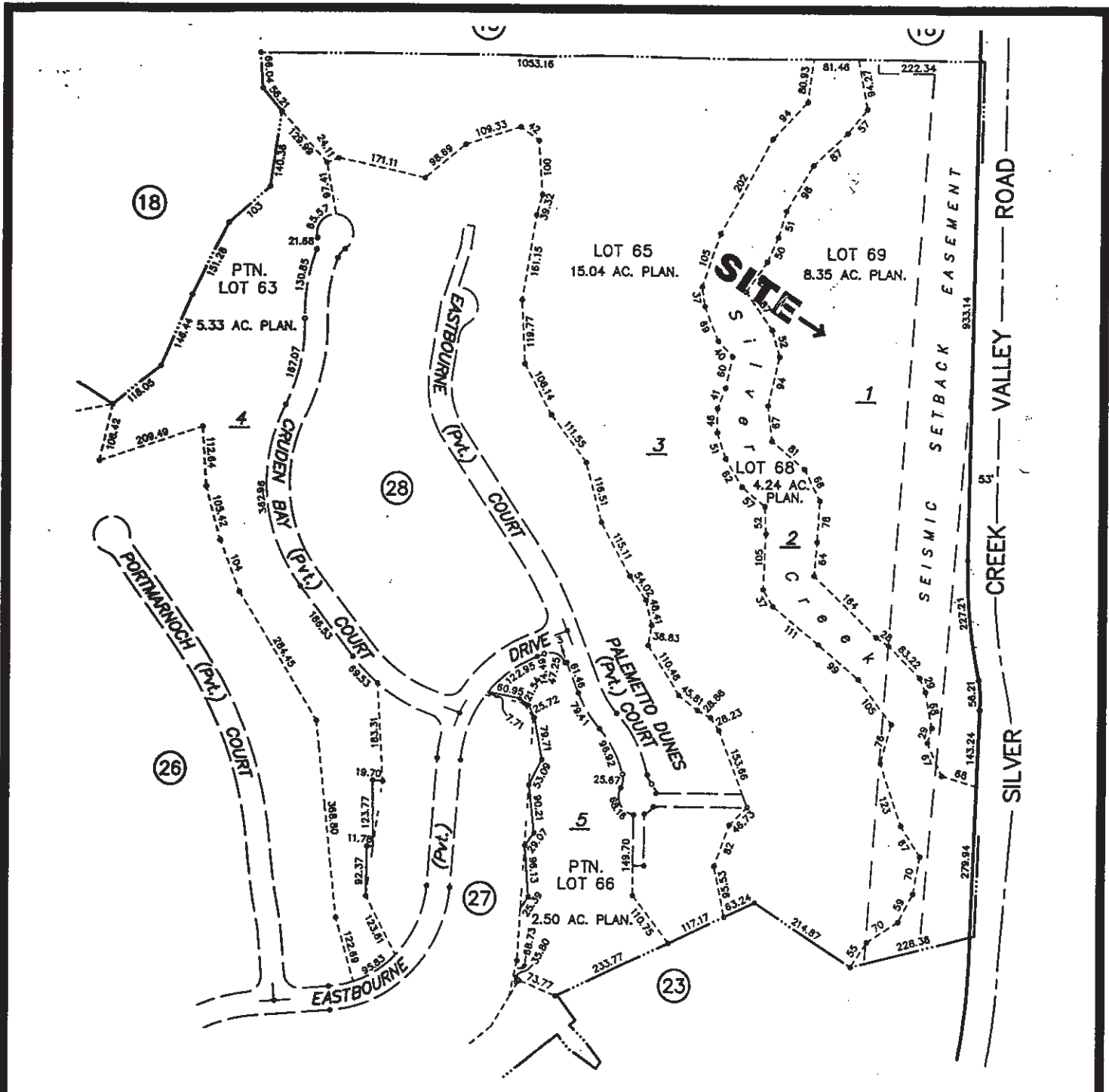
DRAWN BY  
**KMc**

REPORT DATE  
 Nov. 2000

SCALE  
 As Shown

FIGURE NO.

**3**



**SITE LOCATION:**

Canyon Creek Plaza  
 5601-5667 Silver Creek  
 Valley Road  
 San Jose, California



**Hygienetics  
 Environmental**

1210 Marina Village Parkway, Suite 104  
 Alameda, California 94501

Parcel Map	Nov. 2000
Source: Santa Clara County Assessor's Office, Book 679, Page 29, Parcel 1	
Project No. 4250.062	

4

**Phase I Environmental Site Assessment Report  
Canyon Creek Plaza, San Jose, California**

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*Hygienetics Environmental Services, Inc.*

**Appendix A**

**Limitations**

### **Limitations**

The findings set forth in the attached Site Assessment Report are strictly limited in time and scope to the date of the evaluation(s). The conclusions presented in the Report are based solely on the services described therein, and not on scientific tasks or procedures beyond the scope of agreed upon services or the time and budgeting restraints imposed by the client.

The purpose of this report was to assess the physical characteristics of the subject Site with respect to the presence in the environment of hazardous material or oil. No specific attempt was made to check on the compliance of present or past owners or operators or of the Site with Federal, state or local laws and regulations, environmental or otherwise.

Partial findings of this investigation are based on data provided by others. No warranty is expressed or implied with the usage of such data. Much of the information provided in this report is based upon personal interviews and research of all available documents, records, and maps held by the appropriate government and private agencies. This is subject to the limitations of historical documentation, availability, and accuracy of pertinent records, and the personal recollection of those persons contacted by Hygienetics.

Observations were made of the Site and of structures on the Site as indicated within the Report. Where access to portions of the Site or to structures on the Site was unavailable or limited, Hygienetics is unable to render an opinion as to the presence of hazardous material or oil, or to the presence of indirect evidence relating to hazardous material or oil, in that portion of the Site or structure. In addition, Hygienetics renders no opinion as to the presence of hazardous material or oil, where direct observation of the interior walls, floor, or ceiling of a structure on a Site was obstructed by objects or coverings on or over these surfaces.

The conclusions and recommendations contained in this report are based in part upon various types of chemical data and are contingent upon their validity. It should be noted that variations in the types and concentrations of contaminants and variations in their flow paths may occur due to seasonal water table fluctuations, past disposal practices, the passage of time, and other factors. Should additional data or variations of current data become available in the future, these data should be reviewed, and the conclusions and recommendations presented herein modified accordingly.

The following were not investigated unless specifically noted otherwise: (1) presence of radioactive materials and biological hazards; (2) geotechnical factors (e.g., seismic activity, soil mechanics); (3) mine or sink hole subsidence, and; (4) potential for natural disasters (e.g., flood, hurricane, tornado).

**Phase I Environmental Site Assessment Report  
Canyon Creek Plaza, San Jose, California**

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*Hygienetics Environmental Services, Inc.*

**Appendix B**

**Information Sources**

Phase I Environmental Site Assessment Report  
Canyon Creek Plaza, San Jose, California  
*Hygienetics Environmental Services, Inc.*

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(408) 277-4541

Other Sources

Pacific Aerial Surveys  
8407 Edgewater Drive  
Oakland, CA  
(510) 632-2020

University of California Berkeley  
Department of Earth Sciences  
Map Collection Library  
Berkeley, CA 94720  
(510) 642-4940

Environmental First Search  
8812 Annadale Way  
Santee, CA 92071  
(Environmental Records Search)  
(619) 562-4842

Helley, E. J. And Wesling, J. R. 1990. *Quaternary geologic map of the San Jose East quadrangle, Santa Clara county, California.* U.S. Geological Survey Open File Map 90-427, Scale 1:24,000.

Santa Clara Valley Water District. 1989. *Standards for the construction and destruction of wells and other deep excavations in Santa Clara county.* SCVWD – IM890 (revised), June, 30

U.S. Geological Survey, San Jose East Quadrangle, 7.5 Minute Series, 1965 (Photorevised 1981)



**Phase I Environmental Site Assessment Report  
Canyon Creek Plaza, San Jose, California**

---

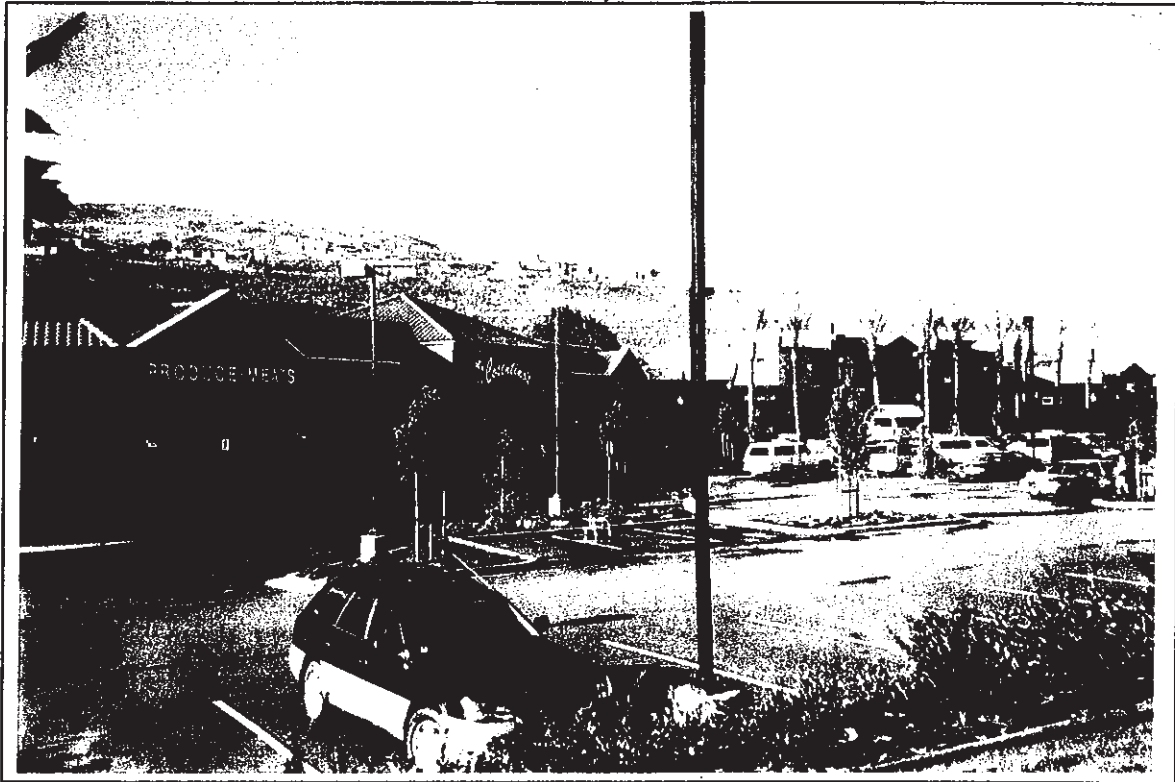
*Hygienetics Environmental Services, Inc.*

**Appendix C**

**Photographs**



Entrance to Canyon Creek Plaza



Buildings 1 and 2 of Canyon Creek Plaza

**SITE LOCATION:**

Canyon Creek Plaza  
 5601-5667 Silver Creek Valley  
 Road  
 San Jose, California

**Hygienetics  
 Environmental**  
 1210 Marina Village Parkway, Suite 104  
 Alameda, California 94501



PROJECT NO.

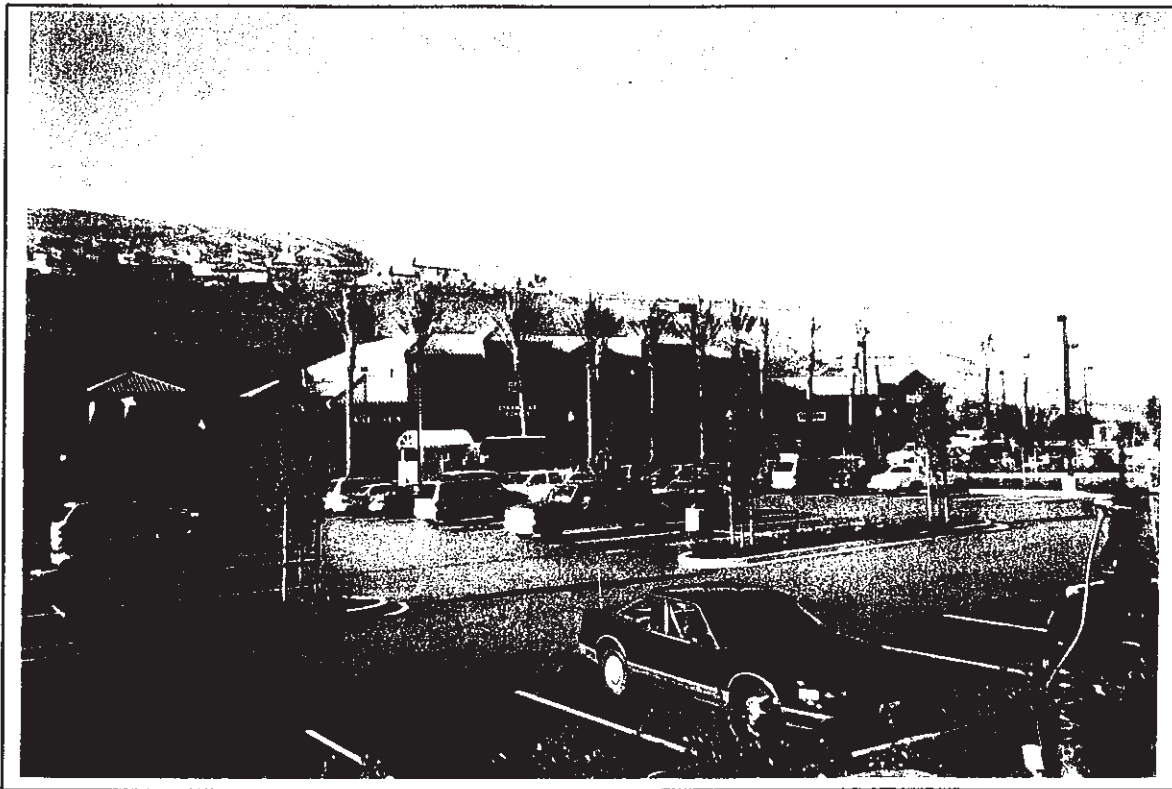
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DATE

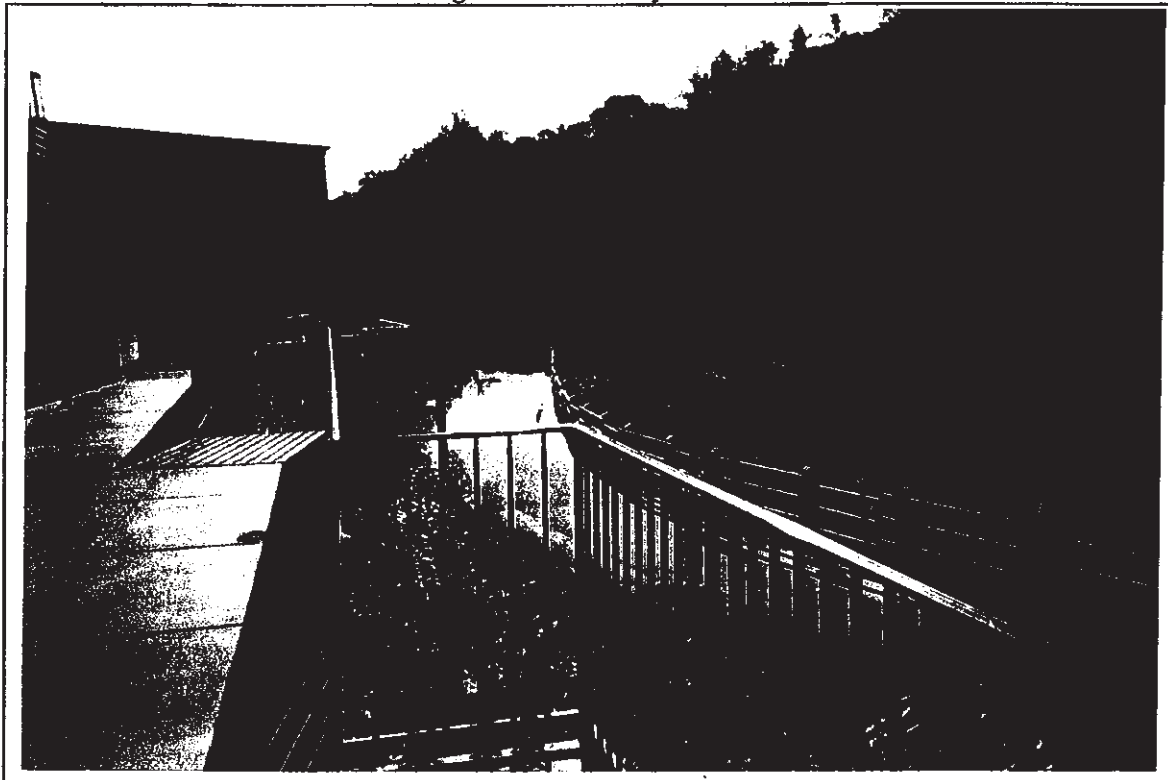
Nov. 2000

PHOTO LOG

**C-1**



Buildings 2 and 3 of Canyon Creek Plaza



South side walkway with Silver Creek amongst the trees behind Canyon Creek Plaza

**SITE LOCATION:**

Canyon Creek Plaza  
 5601-5667 Silver Creek Valley  
 Road  
 San Jose, California

**Hygienetics  
 Environmental**  
 1210 Marina Village Parkway, Suite 104  
 Alameda, California 94501



PROJECT NO.

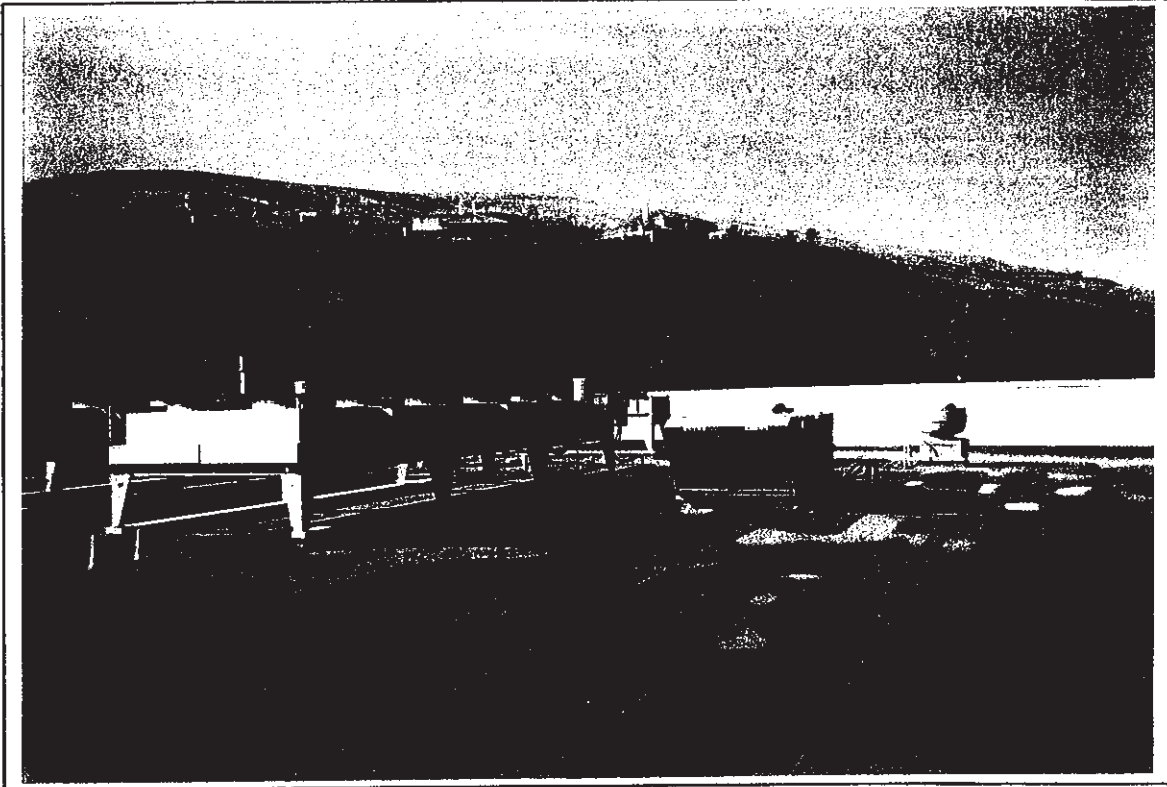
4250.062

DATE

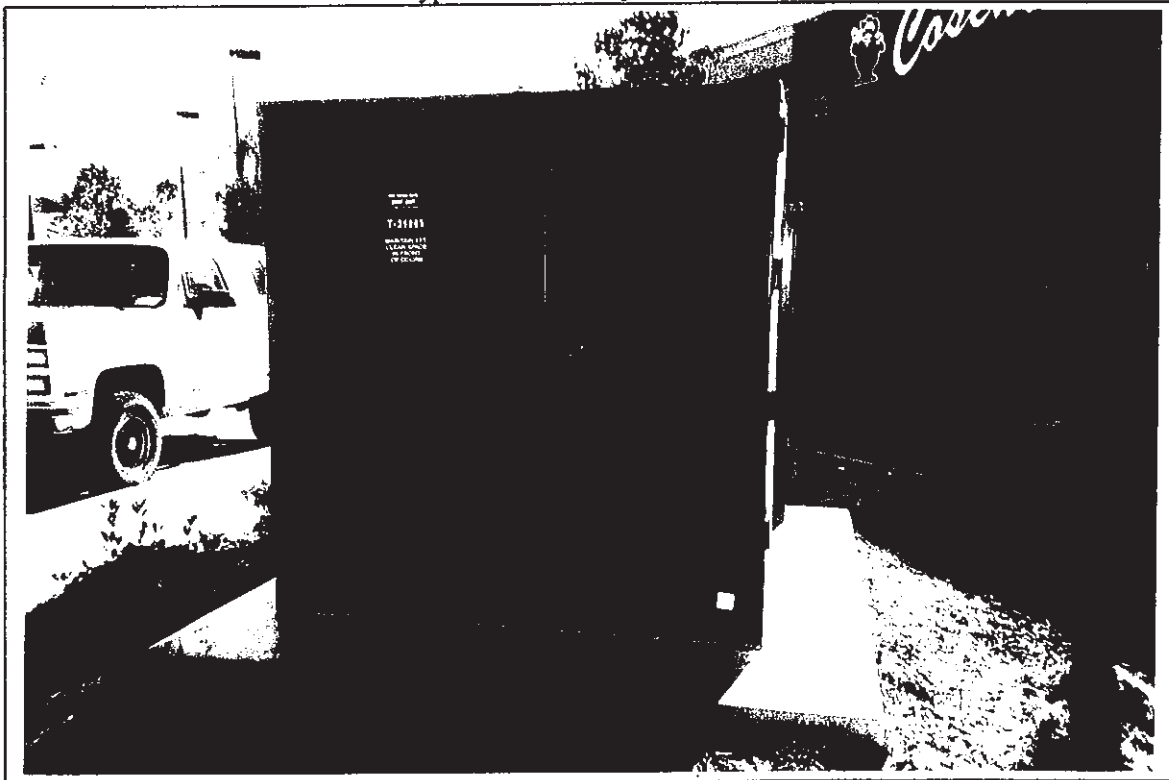
Nov. 2000

PHOTO LOG

**C-2**



Typical roof at Canyon Creek Plaza



Typical pad-mounted transformer at Canyon Creek Plaza

**SITE LOCATION:**

Canyon Creek Plaza  
 5601-5667 Silver Creek Valley  
 Road  
 San Jose, California

**Hygienetics  
 Environmental**  
 1210 Marina Village Parkway, Suite 104  
 Alameda, California 94501



PROJECT NO.

4250.062

DATE

Nov. 2000

PHOTO LOG

**C-3**



Adjacent properties to the north, Bel Aire Luxury Estates



Adjacent properties to the south, single-family residences

**SITE LOCATION:**

Canyon Creek Plaza  
 5601-5667 Silver Creek Valley  
 Road  
 San Jose, California

**Hygienetics  
 Environmental**  
 1210 Marina Village Parkway, Suite 104  
 Alameda, California 94501



PROJECT NO. PHOTO LOG

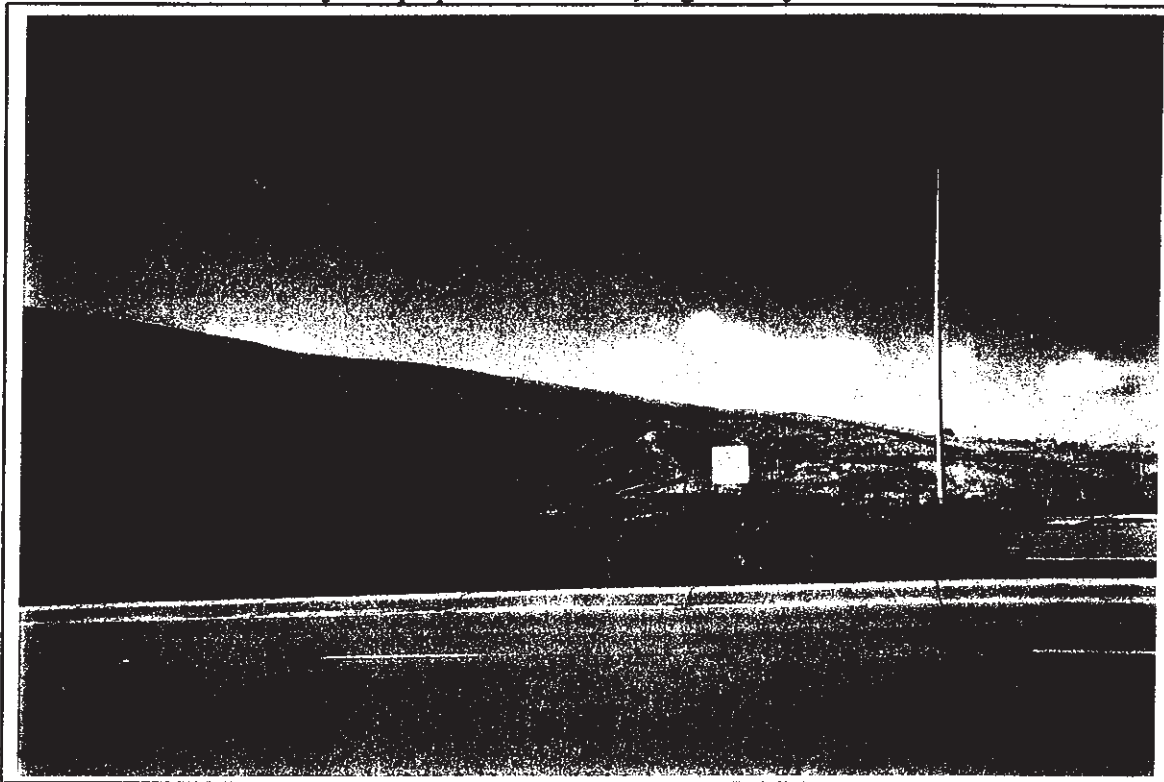
4250.062

DATE  
 Nov. 2000

**C-4**



Adjacent properties to the east, single-family residences



Adjacent properties to the west, vacant land and single-family residences (not shown)

**SITE LOCATION:**

Canyon Creek Plaza  
 5601-5667 Silver Creek Valley  
 Road  
 San Jose, California

**Hygienetics  
 Environmental**  
 1210 Marina Village Parkway, Suite 104  
 Alameda, California 94501



PROJECT NO. PHOTO LOG

4250.062

DATE  
 Nov. 2000

**C-5**

**Phase I Environmental Site Assessment Report  
Canyon Creek Plaza, San Jose, California**

---

*Hygienetics Environmental Services, Inc.*

**Appendix D**

**Environmental FirstSearch Record Search Report**

**TRACK ► INFO SERVICES, LLC**  
**Environmental FirstSearch™ Report**

**TARGET PROPERTY:**

**5601 SILVER CREEK VALLEY ROAD**

**SAN JOSE CA 95138**

Job Number: 4250.062

**PREPARED FOR:**

Hygienetics Environmental Services, Inc  
1210 Marina Village Parkway, Suite 104  
Alameda, CA 94501

11-06-00



*Tel: (619) 562-4842*

*Fax: (619) 562-4844*

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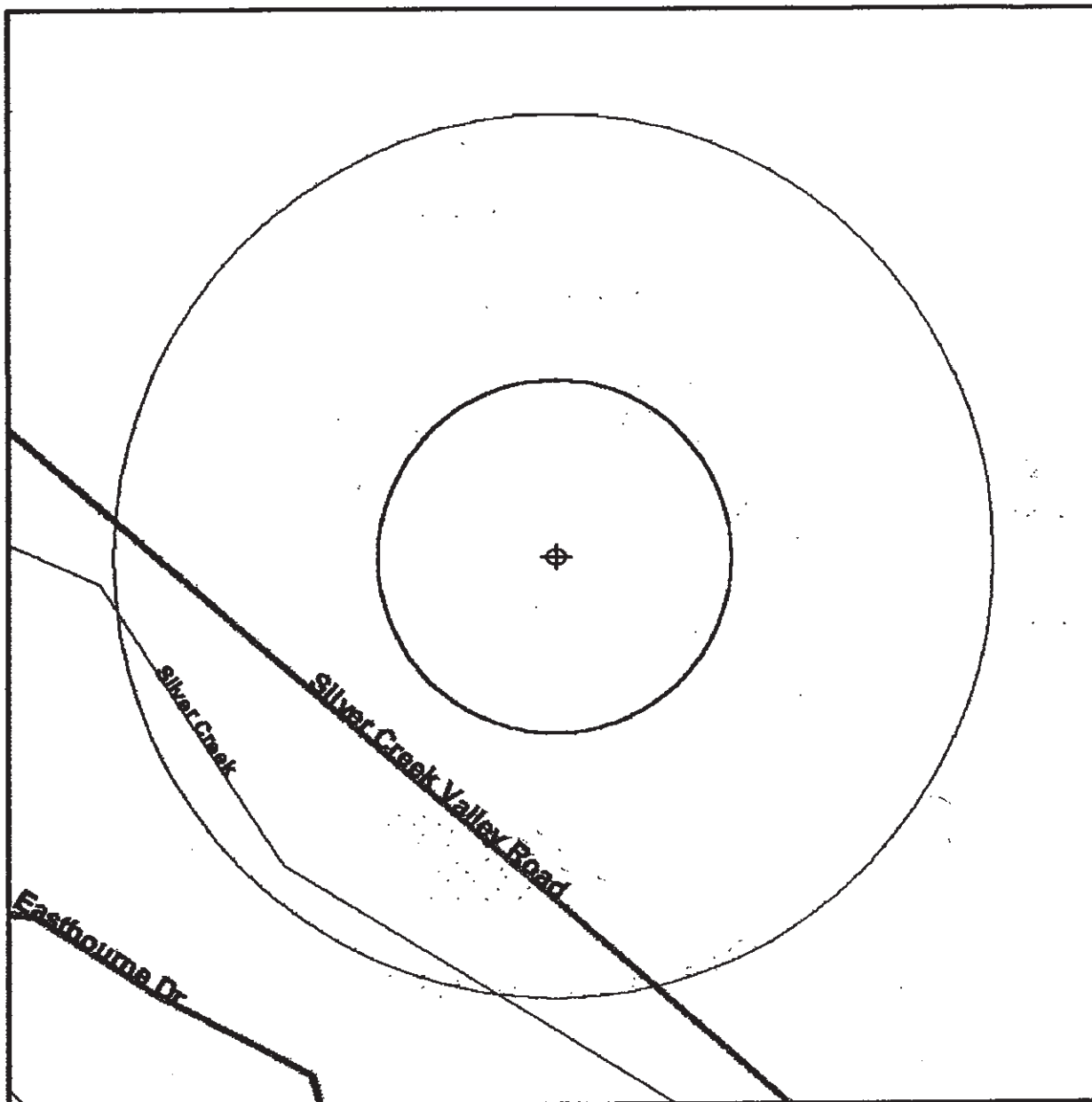
# Environmental FirstSearch

.25 Mile Radius

ASTM Map: RC RAGEN, ERNS, UST



5601 SILVER CREEK VALLEY ROAD, SAN JOSE CA 95138



**Source: 1999 U.S. Census TIGER Files**

Target Site (Latitude: 37.286969 Longitude: -121.773728) .....

Identified Site, Multiple Sites, Receptor .....

NPL, Solid Waste Landfill (SWL) or Hazardous Waste .....

Railroads .....

Black Rings Represent 1/4 Mile Radii; Red Ring Represents 500 ft. Radius

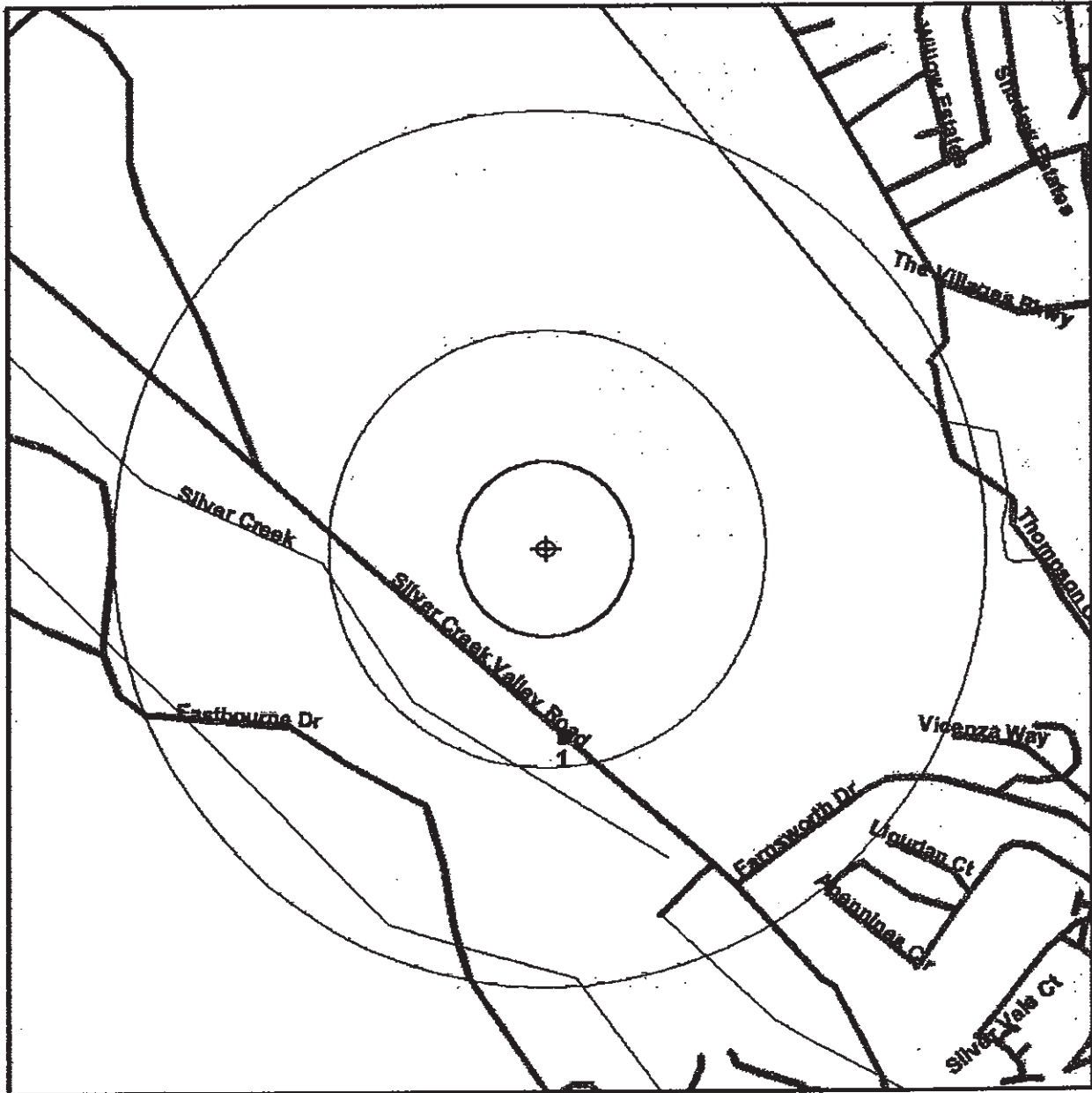










**Environmental FirstSearch**  
 .5 Mile Radius  
 ASTM Map: CERCLIS, RCRATSD, LUST, SWL



**5601 SILVER CREEK VALLEY ROAD, SAN JOSE CA 95138**



Source: 1999 U.S. Census TIGER Files

- Target Site (Latitude: 37.28699 Longitude: -121.71328) 
  - Identified Site, Multiple Sites, Receptor   
  - NPL, Solid Waste Landfill (SWL) or Hazardous Waste 
  - Railroads 
- Black Rings Represent 1/4 Mile Radii; Red Ring Represents 500 ft. Radius



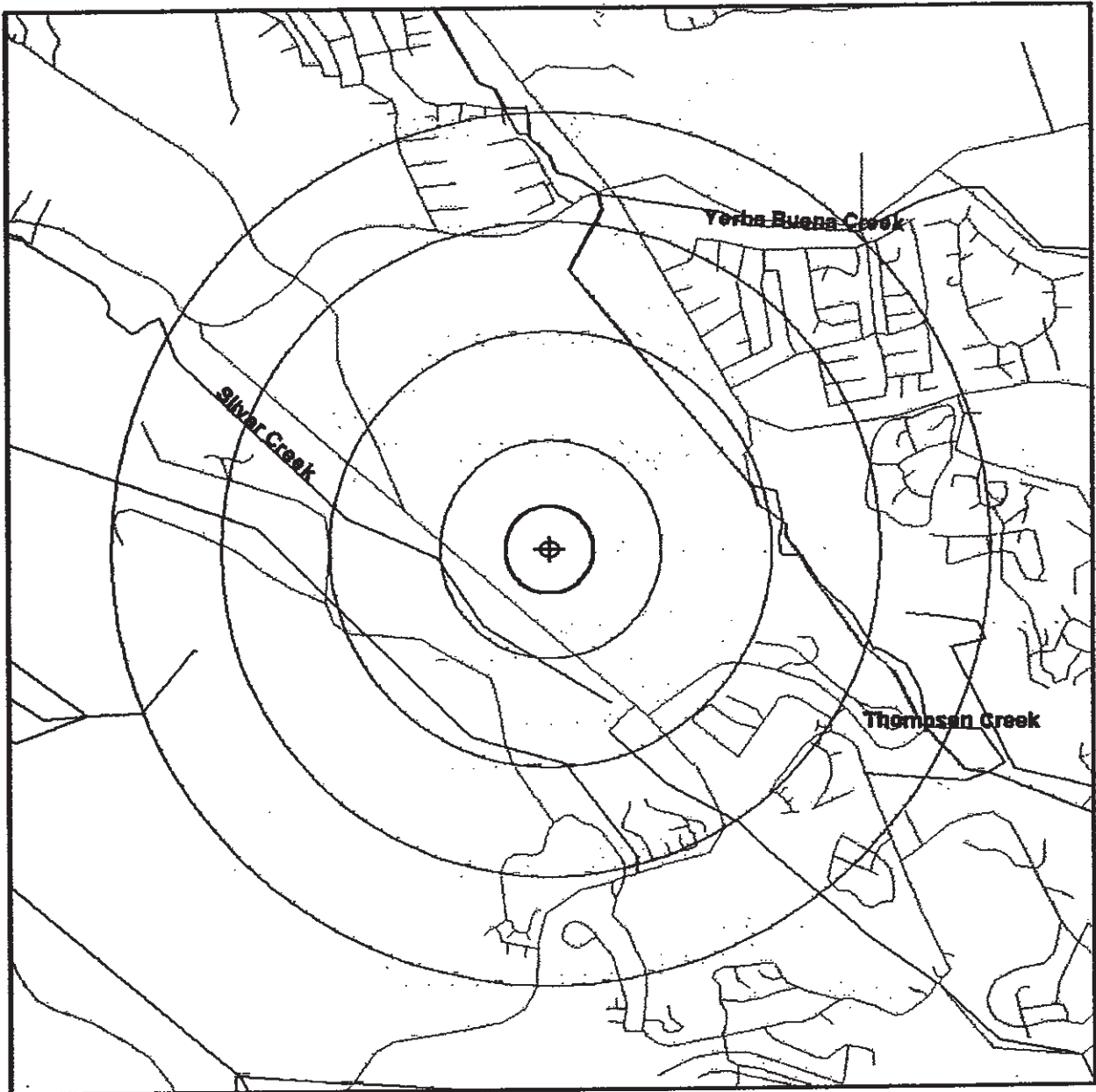
# Environmental FirstSearch

1 Mile Radius

ASTM Map: NPL, RCRA COR, STATE Sites



5601 SILVER CREEK VALLEY ROAD, SAN JOSE CA 95138



Source: 1999 U.S. Census TIGER Files

Target Site (Latitude: 37.286969 Longitude: -121.773728) .....



Identified Site, Multiple Sites, Receptor .....



NPL, Solid Waste Landfill (SWL) or Hazardous Waste .....



Railroads .....



Black Rings Represent 1/4 Mile Radii; Red Ring Represents 500 ft. Radius

**Environmental FirstSearch**  
**Search Summary Report**

**Target Site: 5601 SILVER CREEK VALLEY ROAD**  
**SAN JOSE CA 95138**

**FirstSearch Summary**

Database	Sel	Updated	Radius	Site	1/8	1/4	1/2	1/2 >	ZIP	TOTALS
NPL	Y	07-27-00	1.00	0	0	0	0	0	0	0
CERCLIS	Y	08-10-00	0.50	0	0	0	0	-	0	0
RCRA TSD	Y	06-22-00	0.50	0	0	0	0	-	0	0
RCRA COR	Y	06-22-00	1.00	0	0	0	0	0	0	0
RCRA GEN	Y	06-22-00	0.25	0	0	0	-	-	1	1
RCRA NLR	N	06-22-00	0.25	-	-	-	-	-	-	-
ERNS	Y	01-06-00	0.12	0	0	-	-	-	0	0
NPDES	N	10-18-99	0.25	-	-	-	-	-	-	-
FINDS	N	09-21-99	0.25	-	-	-	-	-	-	-
TRIS	N	07-16-98	0.25	-	-	-	-	-	-	-
State Sites	Y	10-25-00	1.00	0	0	0	0	0	2	2
Spills-1990	N	NA	0.25	-	-	-	-	-	-	-
Spills-1980	N	NA	0.25	-	-	-	-	-	-	-
SWL	Y	10-26-00	0.50	0	0	0	0	-	0	0
Permits	N	08-21-00	0.25	-	-	-	-	-	-	-
Other	N	07-01-99	0.25	-	-	-	-	-	-	-
REG UST/AST	Y	10-01-00	0.25	0	0	0	-	-	0	0
Leaking UST	Y	10-01-00	0.50	0	0	2	0	-	1	3
State Wells	N	NA	0.50	-	-	-	-	-	-	-
Aquifers	N	NA	0.50	-	-	-	-	-	-	-
ACEC	N	NA	0.50	-	-	-	-	-	-	-
Wetlands	N	12-31-99	0.50	-	-	-	-	-	-	-
Floodplains	N	NA	0.50	-	-	-	-	-	-	-
Receptors	Y	01-01-95	0.50	0	0	0	0	-	0	0
Nuclear Permits	N	04-30-99	0.50	-	-	-	-	-	-	-
Historic/Landmark	N	09-01-99	0.50	-	-	-	-	-	-	-
Federal Land Use	N	06-17-98	0.50	-	-	-	-	-	-	-
Federal Wells	N	NA	0.50	-	-	-	-	-	-	-
Releases(Air/Water)	N	NA	0.25	-	-	-	-	-	-	-
- TOTALS -				0	0	2	0	0	4	6

**Notice of Disclaimer**

Due to the limitations, constraints, inaccuracies and incompleteness of government information and computer mapping data currently available to TRACK Info Services, certain conventions have been utilized in preparing the locations of all federal, state and local agency sites residing in TRACK Info Services' databases. All EPA NPL and state landfill sites are depicted by a rectangle approximating their location and size. The boundaries of the rectangles represent the eastern and western most longitudes; the northern and southern most latitudes. As such, the mapped areas may exceed the actual areas and do not represent the actual boundaries of these properties. All other sites are depicted by a point representing their approximate address location and make no attempt to represent the actual areas of the associated property. Actual boundaries and locations of individual properties can be found in the files residing at the agency responsible for such information.

**Waiver of Liability**

Although TRACK Info Services uses its best efforts to research the actual location of each site, TRACK Info Services does not and can not warrant the accuracy of these sites with regard to exact location and size. All authorized users of TRACK Info Services' services proceeding are signifying an understanding of TRACK Info Services' searching and mapping conventions, and agree to waive any and all liability claims associated with search and map results showing incomplete and or inaccurate site locations.

**Environmental FirstSearch  
Site Information Report**

**Request Date:** 11-06-00  
**Requestor Name:** Becky Walsh  
**Standard:** ASTM

**Search Type:** COORD  
**Job Number:** 4250.062  
**FILTERED REPORT**

**Target Address:** 5601 SILVER CREEK VALLEY ROAD  
 SAN JOSE CA 95138

*Demographics*

<b>Sites:</b> 6	<b>Non-Geocoded:</b> 4	<b>Population:</b> NA
<b>Radon:</b> 0.5 PCI/L		

*Site Location*

	<u>Degrees (Decimal)</u>	<u>Degrees (Min/Sec)</u>	<u>UTMs</u>
<b>Longitude:</b>	-121.773728	-121:46:25	<b>Easting:</b> 608702.349
<b>Latitude:</b>	37.286969	37:17:13	<b>Northing:</b> 4127208.397
			<b>Zone:</b> 10

*Comment*

<b>Comment:</b>
-----------------

*Additional Requests/Services*

<b>Adjacent ZIP Codes:</b> 1.00 Mile(s)	<b>Services:</b>
---	------------------

<u>ZIP</u>	<u>Requested?</u>	<u>Date</u>																																				
<table border="1"> <thead> <tr> <th>Code</th> <th>City Name</th> <th>ST</th> <th>Dist/Dir</th> <th>Sel</th> </tr> </thead> <tbody> <tr> <td>95121</td> <td>SAN JOSE</td> <td>CA</td> <td>0.72 NW</td> <td>Y</td> </tr> <tr> <td>95135</td> <td>SAN JOSE</td> <td>CA</td> <td>0.44 NE</td> <td>Y</td> </tr> </tbody> </table>	Code	City Name	ST	Dist/Dir	Sel	95121	SAN JOSE	CA	0.72 NW	Y	95135	SAN JOSE	CA	0.44 NE	Y	<table border="1"> <tbody> <tr> <td>Sanborns</td> <td>N</td> <td></td> </tr> <tr> <td>Aerial Photographs</td> <td>N</td> <td></td> </tr> <tr> <td>Topo Maps (hardcopy)</td> <td>N</td> <td></td> </tr> <tr> <td>City Directories</td> <td>N</td> <td></td> </tr> <tr> <td>Title Search</td> <td>N</td> <td></td> </tr> <tr> <td>Municipal Reports</td> <td>N</td> <td></td> </tr> <tr> <td>Online Topo Map</td> <td>N</td> <td></td> </tr> </tbody> </table>	Sanborns	N		Aerial Photographs	N		Topo Maps (hardcopy)	N		City Directories	N		Title Search	N		Municipal Reports	N		Online Topo Map	N		
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Municipal Reports	N																																					
Online Topo Map	N																																					

*Environmental FirstSearch  
Sites Summary Report*

**TARGET SITE:** 5601 SILVER CREEK VALLEY ROAD  
SAN JOSE CA 95138

**JOB:** 4250.062

**TOTAL:** 6      **GEOCODED:** 2      **NON GEOCODED:** 4      **SELECTED:** 6

<b>ID</b>	<b>DB Type</b>	<b>Site Name/ID/Status</b>	<b>Address</b>	<b>Dist/Dir</b>	<b>Map ID</b>
2	LUST	SILVER CREEK HIGH SCHOOL STL43-1707_R02/CASE CLOSED	3434 SILVER CREEK RD SAN JOSE CA 95121	0.22 SE	1
1	LUST	SILVER CREEK HIGH SCHOOL STL07S1E24R01_R02/CASE CLOSED	3434 SILVER CREEK RD SAN JOSE CA 95121	0.22 SE	1

**Environmental FirstSearch  
Sites Summary Report**

**TARGET SITE:** 5601 SILVER CREEK VALLEY ROAD  
SAN JOSE CA 95138

**JOB:** 4250.062

**TOTAL:** 6                    **GEOCODED:** 2                    **NON GEOCODED:** 4                    **SELECTED:** 6

<b>ID</b>	<b>DB Type</b>	<b>Site Name/ID/Status</b>	<b>Address</b>	<b>Dist/Dir</b>	<b>Map ID</b>
6	LUST	COYOTE CREEK BUSINESS PARK STL08S2E07B01_R02/CASE CLOSED	0 SILVER CREEK VALLEY RD SAN JOSE CA	NON GC	
3	RCRAGN	ELECTROGLAS INC CAR000055749/SGN	6024 SILVER CREEK VALLEY RD SAN JOSE CA 95138	NON GC	
5	STATE	GREENBRIAR DEVELOPMENT - NUCKTON SI CAL43010007/PROPERTY/SITE REFERR	3027 CALAIS DE LOS FLORES AT N SAN JOSE CA 95121	NON GC	
4	STATE	UNITED TECHNOLOGIES CORP, CHEM SYST CAL43370002/PROPERTY/SITE REFERR	MIXER RD, OFF METCALF AND SAN SAN JOSE CA 95138	NON GC	

# Environmental FirstSearch Normalized Summary Report

Site Name \_\_\_\_\_ Map ID \_\_\_\_\_ Databases \_\_\_\_\_  
 Address \_\_\_\_\_ Dist/Dir \_\_\_\_\_ TOTAL SITES \_\_\_\_\_

SILVER CREEK HIGH SCHOOL	0.22 SE	1	2	NP	CE	RT	RCRA	GEN	FN	FINDS	US	UST	AC	ACEC	NU	Nuclear	Permits	RE	Releases
3434 SILVER CREEK RD				OT	US	LS	PW	AO	AC	WE	FP	RP	NU	HS	FL	FW	RE		
SAN JOSE CA 95121			2	NP	CE	RT	RCRA	GEN	FN	FINDS	US	UST	AC	ACEC	NU	Nuclear	Permits	RE	Releases
TOTALS			2	OT	US	LS	PW	AO	AC	WE	FP	RP	NU	HS	FL	FW	RE		

NP - NPL Site    RG - RCRA GEN    FN - FINDS    80 - 80's Spills    US - UST    AC - ACEC    NU - Nuclear Permits    RE - Releases  
 CE - CERCLIS    RN - RCRA NLR    TR - TRIS    LF - Landfills    LS - LUST    WE - Wetlands    HS - Historic Sites  
 RT - RCRA TSD    ER - ERNS    ST - State Sites    PM - Permits    PW - PWS    FP - Floodplains    FL - Federal Land Use



**Environmental FirstSearch  
Site Detail Report**

**TARGET SITE:** 5601 SILVER CREEK VALLEY ROAD  
SAN JOSE CA 95138

**JOB:** 4250.062

**LEAKING UNDERGROUND STORAGE TANKS**

**SEARCH ID:** 2

**DIST/DIR:** 0.22 SE

**MAP ID:** 1

**NAME:** SILVER CREEK HIGH SCHOOL  
**ADDRESS:** 3434 SILVER CREEK RD  
SAN JOSE CA 95121  
Santa Clara

**REV:** 07/05/00  
**ID1:** STL43-1707\_R02  
**ID2:**  
**STATUS:** CASE CLOSED  
**PHONE:**

**CONTACT:**

**CASE TYPE:** SOIL ONLY  
**SUBSTANCE LEAKED:** GASOLINE  
**SUBSTANCE QUANTITY:**  
**LEAD AGENCY:** LOCAL AGENCY  
**REGIONAL BOARD:** 02  
**STATUS:** CASE CLOSED  
**ABATEMENT METHOD:** NO ACTION REQUIRED- INCIDENT IS MINOR REQUIRING NO REMEDIAL ACTION  
**REVIEW DATE:** 2/18/99  
**DATE OF LEAK CONFIRMATION:** 6/7/91  
**DATE PRELIMINARY SITE ASSESSMENT PLAN WAS SUBMITTED:**  
**DATE PRELIMINARY SITE ASSESSMENT PLAN BEGAN:**  
**DATE POLLUTION CHARACTERIZATION PLAN BEGAN:**

**DATE REMEDIATION PLAN WAS SUBMITTED:**

**DATE REMEDIAL ACTION UNDERWAY:**  
**DATE POST REMEDIAL ACTION MONITORING BEGAN:**  
**DATE CLOSURE LETTER ISSUED (SITE CLOSED):** 8/14/98  
**REPORT DATE:** 6/7/91

*Environmental FirstSearch  
Site Detail Report*

**TARGET SITE:** 5601 SILVER CREEK VALLEY ROAD  
SAN JOSE CA 95138

**JOB:** 4250.062

**LEAKING UNDERGROUND STORAGE TANKS**

**SEARCH ID:** 1

**DIST/DIR:** 0.22 SE

**MAP ID:** 1

**NAME:** SILVER CREEK HIGH SCHOOL  
**ADDRESS:** 3434 SILVER CREEK RD  
SAN JOSE CA 95121

**REV:** 07/05/00  
**ID1:** STL07S1E24R01\_R02  
**ID2:**  
**STATUS:** CASE CLOSED  
**PHONE:**

**CONTACT:**

**CASE TYPE:** SOIL ONLY  
**SUBSTANCE LEAKED:** WASTE OIL  
**SUBSTANCE QUANTITY:**  
**LEAD AGENCY:** LOCAL AGENCY  
**REGIONAL BOARD:** 02  
**STATUS:** CASE CLOSED  
**ABATEMENT METHOD:** NO ACTION REQUIRED- INCIDENT IS MINOR REQUIRING NO REMEDIAL ACTION  
**REVIEW DATE:** 02/18/1999  
**DATE OF LEAK CONFIRMATION:**  
**DATE PRELIMINARY SITE ASSESSMENT PLAN WAS SUBMITTED:**  
**DATE PRELIMINARY SITE ASSESSMENT PLAN BEGAN:**  
**DATE POLLUTION CHARACTERIZATION PLAN BEGAN:**  
  
**DATE REMEDIATION PLAN WAS SUBMITTED:**  
  
**DATE REMEDIAL ACTION UNDERWAY:**  
**DATE POST REMEDIAL ACTION MONITORING BEGAN:**  
**DATE CLOSURE LETTER ISSUED (SITE CLOSED):** 08/14/1998  
**REPORT DATE:** 06/07/1991



*Environmental FirstSearch  
Site Detail Report*

**TARGET SITE:** 5601 SILVER CREEK VALLEY ROAD  
SAN JOSE CA 95138

**JOB:** 4250.062

RCRA GENERATOR SITE

**SEARCH ID:** 3

**DIST/DIR:** NON GC

**MAP ID:**

**NAME:** ELECTROGLAS INC  
**ADDRESS:** 6024 SILVER CREEK VALLEY RD  
SAN JOSE CA 95138

**REV:**  
**ID1:** CAR000055749  
**ID2:**  
**STATUS:** SGN  
**PHONE:** 4087276500

**CONTACT:** ELECTROGLAS INC

DETAILS NOT AVAILABLE

**Environmental FirstSearch  
Site Detail Report**

**TARGET SITE:** 5601 SILVER CREEK VALLEY ROAD  
SAN JOSE CA 95138

**JOB:** 4250.062

STATE SITE	
<b>SEARCH ID:</b> 5	<b>DIST/DIR:</b> NON GC
<b>MAP ID:</b>	
<b>NAME:</b> GREENBRIAR DEVELOPMENT - NUCKTON SITE	<b>REV:</b> 07/03/00
<b>ADDRESS:</b> 3027 CALAIS DE LOS FLORES AT NIEMAN BLVD SAN JOSE CA 95121	<b>ID1:</b> CAL43010007
	<b>ID2:</b>
<b>CONTACT:</b>	<b>STATUS:</b> PROPERTY/SITE REFERRED TO RWQCB
	<b>PHONE:</b>
 <u>OTHER SITE NAMES (blank below = not reported by agency)</u> GREENBRIAR DEVELOPMENT - NUCKTON SITE	
 <u>GENERAL SITE INFORMATION</u> File Name (if different than site name):	
<b>Status:</b>	PROPERTY/SITE REFERRED TO RWQCB (REFRW)
<b>AWP Site Type:</b>	N/A
<b>NPL Site:</b>	
<b>Fund:</b>	
<b>Status Date:</b>	06081994
<b>Lead:</b>	
<b>Staff:</b>	
<b>Senior Supervisor:</b>	
<b>DTSC Region &amp; RWQCB #:</b>	2 / BERKELEY
<b>Branch:</b>	NORTH COAST
<b>RWQCB:</b>	SAN FRANCISCO BAY
<b>Site Access:</b>	
<b>On Cortese List:</b>	Listed
<b>Groundwater Contamination:</b>	
<b>Haz Ranking Score:</b>	
<b>Haz Ranking Score:</b>	
<b>Number of Sources Contributing to Contamination at the Site:</b>	0
 <u>PROJECTED ACTIVITIES (blank below = not reported by agency)</u>	
<b>Activity:</b>	(SS)
<b>Activity Status:</b>	PROPERTY/SITE REFERRED TO RWQCB
<b>Completion Due Date:</b>	
<b>Revised Completion Due Date:</b>	
<b>Date Activity Actually Completed:</b>	03081989
<b>Yards of Solids Removed:</b>	0
<b>Yards of Solids Treated:</b>	0
<b>Gallons of Liquid Removed:</b>	0
<b>Gallons of Liquid Treated:</b>	0
 <u>DTSC COMMENTS REGARDING THIS SITE (blank below = not reported by agency)</u>	
<b>DATE</b>	<b>COMMENT</b>
03081989	ON CORTESE LIST
<b>DATE</b>	<b>COMMENT</b>
03081989	SAMPLE RESULTS 1000 PPM OF DDT-RELATED COMPOUNDS FROM
<b>DATE</b>	<b>COMMENT</b>
03081989	FORMER NURSERY.
<b>DATE</b>	<b>COMMENT</b>

- Continued on next page -

*Environmental FirstSearch  
Site Detail Report*

**TARGET SITE:** 5601 SILVER CREEK VALLEY ROAD  
SAN JOSE CA 95138

**JOB:** 4250.062

STATE SITE

**SEARCH ID:** 5

**DIST/DIR:** NON GC

**MAP ID:**

**NAME:** GREENBRIAR DEVELOPMENT - NUCKTON SITE  
**ADDRESS:** 3027 CALAIS DE LOS FLORES AT NIEMAN BLVD  
SAN JOSE CA 95121

**REV:** 07/03/00  
**ID1:** CAL43010007  
**ID2:**

**CONTACT:**

**STATUS:** PROPERTY/SITE REFERRED TO RWQC  
**PHONE:**

03081989      *SITE SCREENING DONE PROPOSED DEVELOPMENT OF HOUSING AFTER*

**DATE**                      **COMMENT**  
03081989      *REMOVAL OF DDT TO 10 PPM AND ISOLATION*

**DATE**                      **COMMENT**  
03081989      *OF THIS UNDER ROAD.*

**DATE**                      **COMMENT**  
03081989      *RECOMMEND LOW PRIORITY PRELIMINARY*

**DATE**                      **COMMENT**  
03081989      *ASSESSMENT.*

**Environmental FirstSearch  
Site Detail Report**

**TARGET SITE:** 5601 SILVER CREEK VALLEY ROAD  
SAN JOSE CA 95138

**JOB:** 4250.062

**STATE SITE**

<b>SEARCH ID:</b> 4	<b>DIST/DIR:</b> NON GC	<b>MAP ID:</b>
<b>NAME:</b> UNITED TECHNOLOGIES CORP, CHEM SYSTEMS	<b>REV:</b> 07/03/00	
<b>ADDRESS:</b> MIXER RD, OFF METCALF AND SAN FELIPE RDS SAN JOSE CA 95138	<b>ID1:</b> CAL43370002	
<b>CONTACT:</b>	<b>ID2:</b>	
	<b>STATUS:</b> PROPERTY/SITE REFERRED TO ANOT	
	<b>PHONE:</b>	

**OTHER SITE NAMES (blank below = not reported by agency)**  
UNITED TECHNOLOGIES CORP, CHEM SYSTEMS

**GENERAL SITE INFORMATION**

File Name (if different than site name):

**Status:** PROPERTY/SITE REFERRED TO ANOTHER AGENCY (REFOA)  
**AWP Site Type:** N/A  
**NPL Site:**  
**Fund:**  
**Status Date:** 07061994  
**Lead:**  
**Staff:**  
**Senior Supervisor:**

**DTSC Region & RWQCB #:** 2 / BERKELEY  
**Branch:** NORTH COAST  
**RWQCB:** SAN FRANCISCO BAY  
**Site Access:**  
**On Cortese List:**  
**Groundwater Contamination:**  
**Haz Ranking Score:**  
**Haz Ranking Score:**  
**Number of Sources Contributing to Contamination at the Site:** 0

**OTHER AGENCY ID NUMBERS (blank below = not reported by agency)**

**OTHER AGENCY ID NUMBERS (blank below = not reported by agency)**  
**ID SOURCE NAME, & VALUE:** EPA IDENTIFICATION NUMBER CAD001705235

**ID SOURCE NAME, & VALUE:** CALSTARS CODE 200200

**DTSC COMMENTS REGARDING THIS SITE (blank below = not reported by agency)**

DATE	COMMENT
07161981	FACILITY DRIVE-BY SITE ACTIVE AS CHEMICAL MFG.

DATE	COMMENT
07161981	RESEARCH PENDING WITH RWQCB

DATE	COMMENT
07211981	RATIONALE FOR NFA NO PROBLEM BASED ON RECORD SEARCH

## Environmental FirstSearch Federal Databases and Sources

1. **NPL: National Priority List.** The EPA's list of confirmed or proposed Superfund sites.  
  
*Updated quarterly.*
  
2. **CERCLIS: Comprehensive Environmental Response Compensation and Liability Information System.** The EPA's database of current and potential Superfund sites currently or previously under investigation.  
  
*Updated quarterly.*
  
3. **RCRIS: Resource Conservation and Recovery Information System.** The EPA's database of registered hazardous waste generators and treatment, storage and disposal facilities. Included are RAATS (RCRA Administrative Action Tracking System) and CMEL (Compliance Monitoring & Enforcement List).  
  
*Updated quarterly.*
  
4. **ERNS: Emergency Response Notification System.**  
The EPA's database of EPA emergency response actions.  
  
*Updated quarterly.*
  
5. **NPDES: National Pollution Discharge Elimination System.**  
The EPA's database of all permitted facilities receiving and discharging effluents to and from the environment.  
  
*Updated semi-annually.*
  
6. **FINDS: The Facility Index System.** The EPA's Index of identification numbers associated with a property or facility which the EPA has investigated or has been made aware of in conjunction with various regulatory programs. Each record indicates the EPA office that may have files on the site or facility.  
  
*Updated quarterly.*



ENVIRONMENTAL FIRST SEARCH CALIFORNIA DATABASES AND SOURCES

CAL SITES (STATE SITES)

Source: The CAL EPA, Department of Toxic Substances Control (DTSC)  
Phone: (916) 323-3400

The CAL EPA Department of Toxic Substances Control (DTSC) maintains a database of information on properties (or sites) in California where hazardous substances have been released, or where the potential for such release exists. For more information on individual sites call the number listed above.

CORTESE (STATE SITES)

Source: The CAL EPA, Department of Toxic Substances Control (DTSC)  
Phone: (916) 445-6532

Pursuant to Government Code Section 65962.5, the Hazardous Waste and Substances Sites List has been compiled by Cal/EPA, Hazardous Materials Data Management Program. The CAL EPA Dept. of Toxic Substances Control compiles information from subsets of the following databases to make up the CORTESE list:

- The Dept. of Toxic Substances Control; contaminated or potentially contaminated hazardous waste sites listed in the CAL Sites database. formerly known as ASPIS are included (CAL SITES formerly known as ASPIS).
- The California State Water Resources Control Board; listing of Leaking Underground Storage Tanks are included (LTANK)
- The California Integrated Waste Management Board; Sanitary Landfills which have evidence of groundwater contamination or known migration of hazardous materials (formerly WB-LF, now AB 3750).

Track Info Services collects each of the above data sets individually and lists them separately in the following First Search categories in order to provide more current and comprehensive information: CAL SITES: SPL, LTANK: LUST, WB-LF: SWL

SLIC NORTH BAY/SOUTH BAY (STATE SITES)

Source: The CAL EPA San Francisco Bay Regional Water Quality Control Board  
Phone: (510) 622-2358

The CAL EPA San Francisco Bay Regional Water Quality Control Board maintains a report of sites in the north and south bay that have records of spills, leaks, and investigation cleanups. This was formerly referred to as the North Bay Toxics List and South Bay Site Management System. The two lists were combined with other information and now part of the North & South Bay SLIC Report.

SWIS SOLID WASTE INFORMATION SYSTEM (SWLF)

Source: The Integrated Waste Management Board  
Phone: (916) 255-2331

The California Integrated Waste Management Board maintains a database on solid waste facilities, operations, and disposal sites throughout the state of California. The types of facilities found in this database include landfills, transfer stations, material recovery facilities, composting sites, transformation facilities, waste tire sites, and closed disposal sites. For more information on individual sites call the number listed above.

Note: This database has poor locational information regarding many sites listed; therefore, some sites may not be locatable or plottable in First Search reports.

WMUDS (SWLF)

Source: The State Water Resources Control Board  
Phone: (916) 227-4365

Note: Note: This database has poor locational information regarding many sites listed; therefore, some sites may not be locatable or plottable in First Search reports.

The Waste Management Unit Database System (WMUDS) is maintained by the State Water Resources Control Board. It tracks management units for several regulatory programs related to waste management and its potential impact on groundwater. Two of these programs (SWAT & TPCA) are no longer on-going regulatory programs as described below. Chapter 15 (SC15) is still an on-going regulatory program and information is updated periodically. The WMUDS System contains information from the following agency databases: Facility, Waste Management Unit (WMU), Waste Discharger System (WDS), SWAT, Chapter 15, TPCA, RCRA, Inspections, Violations, and Enforcement's.

• **Notes Regarding SWAT Ranks 1-5**

In a 1993 Memorandum of Understanding, the State Water Resources Control Board agreed to submit a comprehensive report on the Solid Waste Assessment Test (SWAT) Program to the California Integrated Waste Management Board. The SWAT Program began in 1984. In 1984, legislature was passed requiring testing of water and air media at all solid waste disposal sites. The law required SWRCB to rank all solid waste disposal sites in groups of 150 each, according to the threat they may pose on water quality. The law required the operators of each of the 150 sites in a given rank to submit a water quality "solid waste assessment test" (SWAT) report. Rank groups 1-5 consisted of 750 sites of which 562 submitted a SWAT Report or exemption questionnaire (undetermined leak status). Sites in ranks 1 - 5 contain some detailed information, whereas, sites in ranks 6 and beyond generally do not, therefore per the suggestion of the WRCB sites in ranks 1 - 5 were integrated with the First Search database. The SWAT Program ran from 1985 - 1995.

• **Notes Regarding TPCA (Formerly referred to as Toxic Pits)**

From 1984 - 1991 the State Water Resources Control Board maintained a list of sites referred to as having Toxic Pits containing hazardous substances. Generally these sites were factories and refineries.

• **Notes Regarding SC 15 (Formerly referred to as Sub Chapter 15)**

Subchapter 15 now referred to as Chapter 15 is the current regulatory program enforced by the Water Resources Control Board regarding landfills, surface impoundment's, and other sites. The WRCB maintains a database Chapter 15 to track these facilities. The Chapter 15 Program is part of the Core Regulatory Program for waste treatment, storage, or disposal sites. Statute specifically requires the State Water Resources Control Board to develop regulations to "ensure adequate protection of water quality and statewide uniformity in the siting, operation, and closure of waste discharge sites." These regulations are found in California Code of Regulations [CCR] Title 27 [solid waste, including mining waste] and CCR Title 23, Division 3, Chapter 15 [hazardous waste]. The regulations establish a classification system for waste and disposal sites and include requirements for siting, construction, operation, monitoring and cleanup, and closure. Program functions include issuance and amendment of waste discharge requirements, inspections to determine compliance, review of dischargers' self-monitoring reports, review of other technical reports, review of closure plans, and informal and formal enforcement actions. Statewide, the Program includes over 1100 waste treatment, storage, or disposal sites (landfills, surface impoundment's, waste piles, and land treatment units).

**LUSTIS** (LUST)

Source: The State Water Resources Control Board  
Phone: (916) 227-4416

The State Water Resources Control Board maintains a database of sites with confirmed or unconfirmed leaking underground storage tanks. Information for this database is collected from the states regional boards quarterly and integrated with this database.

**AST** Aboveground Storage Tank (UST)

Source: The State Water Resources Control Board  
Phone: (916) 227-4364

The Above Ground Petroleum Storage Act became State Law effective January 1, 1990. In general, the law requires owners or operators of AST's with petroleum

instances implement a groundwater monitoring program. This law does not apply to that portion of a tank facility associated with the production oil and regulated by the State Division of Oil and Gas of the Dept. of Conservation.

**SWEEPS / FIDS State Registered Underground Storage Tanks (UST)**

Source: The State Water Resources Control Board, &  
CAL EPA Dept of Toxic Substances Control  
Phone: (916) 227-4404

Until 1994 the State Water Resources Control Board maintained a database of registered underground storage tanks statewide referred to as the SWEEPS System. The SWEEPS UST information was integrated with the CAL EPA's Facility Index System database (FIDS) which is a master index of information from numerous California agency environmental databases. That was last updated in 1994. Track Info Services included the UST information from the FIDS database in its First Search reports for historical purposes to help its clients identify where tanks may possibly have existed. For more information on specific sites from individual paper files archived at the State Water Resources Control Board call the number listed above.

COUNTY, CITY, & CUPA DATABASES & SOURCES

Source: Hazardous Materials Program Phone: (925) 646-2286

DEL NORTE COUNTY CUPA (UST)

Source: Department of Health and Social Srvc's Phone: (707) 464-3191

EL DORADO COUNTY CUPA'S (UST: Updated by agency annually)

County of El Dorado

Source: Environmental Health - Solid Waste Div Phone: (530) 621-5300

County of El Dorado EMD

Source: Tahoe Division Phone: (503) 573-3450

FRESNO COUNTY CUPA (UST)

Source: Haz Mat and Solid Waste Programs Phone: (209) 445-3271

GLENN COUNTY CUPA (UST)

Source: Air Pollution Control District Phone: (530) 934-6500

HUMBOLDT COUNTY CUPA (UST)

Source: Environmental Health Division Phone: (707) 445-6215

IMPERIAL COUNTY CUPA (UST)

Source: Department of Planning and Building Phone: (760) 339-4236

INYO COUNTY CUPA (UST)

Source: Environmental Health Department Phone: (760) 878-0238

KERN COUNTY CUPA (UST)

County of Kern

Source: Environmental Health Department Phone: (805) 862-8700

City of Bakersfield

Source: Fire Department Phone: (805) 326-3979

KINGS COUNTY CUPA (UST)

Source: Environmental Health Services Phone: (209) 584-1411

LAKE COUNTY CUPA (UST)

Source: Division of Environmental Health Phone: (707) 263-2222

LASSEN COUNTY CUPA (UST)

Source: Department of Agriculture Phone: (530) 251-8110

LOS ANGELES COUNTY CUPA'S (UST)

County of Los Angeles

Source: Fire Department Phone: (323) 890-4043

County of Los Angeles

Source: Environmental Programs Division Phone: (626) 458-3517

City of Burbank

Source: Fire Department Phone: (818) 238-3391

City of El Segundo

Source: Fire Department Phone: (310) 322-4311

City of Glendale

Source: Fire Department Phone: (818) 548-4030

City of Long Beach/Signal Hill

Source: Bureau of Environmental Health Phone: (562) 570-4132

City of Los Angeles

Source: Bureau Fire Prevention & Public Safety Phone: (213) 485-7543

City of Pasadena

Source: Fire Department Phone: (626) 744-4115

City of Santa Fe Springs

Source: Fire Department Phone: (562) 944-9713

City of Santa Monica

Source: Environmental Program Division Phone: (310) 458-8227

City of Torrance

Source: Fire Prevention Division Phone: (310) 618-2973

City of Vernon

Source: Environmental Health Phone: (213) 583-8811

MADERA COUNTY CUPA (UST)

Source: Environmental Health Department Phone: (209) 675-7823

MARIN COUNTY CUPA (UST)  
County of Marin  
Source: Office of Waste Management Phone: (415) 499-6647  
City of San Rafael  
Source: Fire Department Phone: (415) 485-3308

MARIPOSA COUNTY CUPA (UST)  
Source: Health Department Phone: (209) 966-0200

MENDOCINO COUNTY (UST)  
Source: Environmental Health Department Phone: (707) 463-4466

MERCED COUNTY (UST)  
Source: Division of Environmental Health Phone: (209) 385-7391

MODOC COUNTY (UST)  
Source: Department of Agriculture Phone: (530) 233-6401

MONO COUNTY (UST)  
Source: Health Department Phone: (760) 932-5261

MONTEREY COUNTY CUPA (UST)  
Source: Environmental Health Division Phone: (831) 755-4511

NAPA COUNTY CUPA (UST)  
Source: Hazardous Materials Section Phone: (707) 253-4269

NEVADA COUNTY CUPA (UST)  
Source: Environmental Health Department Phone: (530) 265-1452

ORANGE COUNTY CUPA'S (UST)  
County of Orange  
Source: Environmental Health Department Phone: (714) 667-3771  
City of Anaheim  
Source: Environmental Protection UST Section Phone: (714) 765-4050  
City of Fullerton  
Source: Fire Dept. Community Safety & Services Phone: (714) 738-3160  
City of Orange  
Source: Orange City Fire Department Phone: (714) 288-2541  
City of Santa Ana  
Source: Santa Ana Fire Department Phone: (714) 647-5700

ORANGE COUNTY GROUNDWATER CLEANUP PROGRAM (OTHER CATEGORY)  
County of Orange  
Source: Environmental Health Department Phone: (714) 667-3771

ORANGE COUNTY CIA LANDFILL SITES (SWLF)  
County of Orange  
Source: Environmental Health Department Phone: (714) 667-3771

PLACER COUNTY CUPA (UST)  
County of Placer  
Source: Division of Environmental Health Phone: (530) 889-7335  
Source: Field Office Tahoe City Phone: (530) 581-6240  
City of Roseville  
Source: Roseville Fire Department Phone: (916) 774-5805

PLUMAS COUNTY CUPA (UST)  
Source: Environmental Health Department Phone: (530) 283-6355

RIVERSIDE COUNTY CUPA (UST)  
Source: Environmental Health Department Phone: (909) 358-5055

SACRAMENTO COUNTY (UST)  
Source: Environmental Mgmt Dept, Haz. Mat. Div. Phone: (916) 875-8550

SAN BENITO COUNTY CUPA (UST)  
City of Hollister  
Source: Environmental Service Department Phone: (831) 636-4325

SAN BERNARDINO COUNTY CUPA'S (UST)

County of San Bernardino

Source: Fire Department, Haz. Mat. Div. Phone: (909) 387-3080

City of Hesperia

Source: Hesperia Fire Prevention Department Phone: (760) 947-1603

City of Victorville

Source: Victorville Fire Department Phone: (760) 955-5229

SAN DIEGO COUNTY CUPA (UST)

Source: Hazardous Materials Management Division Phone: (619) 338-2242

SAN DIEGO COUNTY HE 17/58 PERMITS (PERMITS)

Source: The San Diego County Dept. of Environmental Health

Phone: (619) 338-2231

The HE17/58 database tracks establishments issued permits and the status of their permits in relation to compliance with federal, state, and local regulations that the County oversees. It tracks if a site is a hazardous waste generator, TSD, gas station, has underground tanks, violations, or unauthorized releases. For more information on a specific file call the Haz Mat Duty Specialist at the phone number listed above.

SAN DIEGO HE 17/58 (LUST)

Source: The San Diego County Dept. of Environmental Health

Phone: (619) 338-2231

The San Diego County Dept. of Environmental Health maintains a database of sites with confirmed or unconfirmed leaking underground storage tanks within its HE17/58 database. For more information on a specific file call the Haz Mat Duty Specialist at phone number listed above.

SAN FRANCISCO COUNTY CUPA (UST)

Source: Department of Public Health Phone: (415) 252-3991

SAN JOAQUIN COUNTY CUPA (UST)

Source: Environmental Health Division Phone: (209) 468-3446

SAN LUIS OBISPO COUNTY CUPA'S (UST)

County of San Luis Obispo

Source: Environmental Health Division Phone: (805) 781-5555

City of San Luis Obispo

Source: City Fire Department Phone: (805) 781-7380

SAN MATEO COUNTY CUPA (UST)

Source: Environmental Health Department Phone: (650) 363-4305

SANTA BARBARA COUNTY CUPA (UST)

Source: Co Fire Dept Protective Services Div Phone: (805) 681-5500

SANTA CLARA COUNTY CUPA'S (UST)

County of Santa Clara

Source: Hazardous Materials Compliance Division Phone: (408) 299-6930

Source: Santa Clara Co Central Fire Prot. Dist. Phone: (408) 378-4010

(Cities of Campbell, Cupertino, Los Gatos, and Morgan Hill)

City of Gilroy

Source: Community Development Dept, B.L.E.S. Phone: (408) 848-0430

City of Milpitas

Source: Milpitas Fire Department Phone: (408) 942-3266 OR

City of Mountain View

Source: Mountain View Fire Department Phone: (650) 903-6378

City of Palo Alto

Source: Palo Alto Fire Department Phone: (650) 329-2184

City of San Jose

Source: Fire Department Phone: (408) 277-4659

City of Santa Clara

Source: Santa Clara Fire Department Phone: (408) 984-4109

City of Sunnyvale

Source: Department of Public Safety Phone: (408) 730-7212

SANTA CRUZ COUNTY CUPA (UST)  
Source: Environmental Health Department Phone: (831) 454-2022

SHASTA COUNTY CUPA (UST)  
Source: Environmental Health Department Phone: (530) 225-5787

SIERRA COUNTY CUPA (UST)  
Source: Health Department Phone: (530) 993-6700

SISKIYOU COUNTY CUPA (UST)  
Source: Environmental Health Department Phone: (530) 841-4040

SONOMA COUNTY CUPA'S (UST)  
County of Sonoma  
Source: Department Of Environmental Health Phone: (707) 525-6560  
City of Healdsburg / City of Sebastapol  
Source: Healdsburg Fire Department Phone: (707) 431-3360  
City of Petaluma  
Source: Fire Marshal Phone: (707) 778-4389  
City of Santa Rosa  
Source: Santa Rosa Fire Department Phone: (707) 543-3500

STANISLAUS COUNTY CUPA (UST)  
Source: Dept. of Env. Rsrcs. Haz. Mat. Div. Phone: (209) 525-6700

SUTTER COUNTY CUPA (UST)  
Source: Department of Agriculture Phone: (530) 822-7500

TEHAMA COUNTY CUPA (UST)  
Source: Department of Environmental Health Phone: (530) 527-8020

TRINITY COUNTY CUPA (UST)  
Source: Department of Health Phone: (530) 623-1358

TULARE COUNTY CUPA (UST)  
Source: Environmental Health Department Phone: (209) 733-6441

TUOLUMNE COUNTY CUPA (UST)  
Source: Environmental Health Phone: (209) 533-5990

VENTURA COUNTY CUPA'S ((UST: BWT UST'S & CERTIFIED UST'S)  
County of Ventura  
Source: Environmental Health Division Phone: (805) 654-2435

City of Oxnard  
Source: Fire Department Phone: (805) 385-7717  
City of Ventura  
Source: Ventura Fire Department Phone: (805) 654-7792

YOLO COUNTY CUPA (UST)  
Source: Environmental Health Department Phone: (530) 666-8646

YUBA COUNTY CUPA (UST)  
Source: Yuba County of Emergency Services Phone: (530) 741-6254

*Environmental FirstSearch*  
*Street Name Report for Streets within .25 Mile(s) of Target Property*

**TARGET SITE:** 5601 SILVER CREEK VALLEY ROAD  
SAN JOSE CA 95138

**JOB:** 4250.062

<b>Street Name</b>	<b>Dist/Dir</b>	<b>Street Name</b>	<b>Dist/Dir</b>
Silver Creek Valley	0.15 SW		



## **APPENDIX C: REGULATORY DATABASE REPORT**

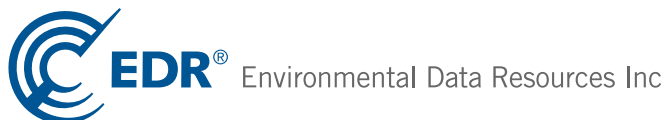
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**Canyon Creek Plaza**

5601-5667 Silver Creek Valley Road  
SAN JOSE, CA 95138

Inquiry Number: 3231805.1s  
December 29, 2011

# The EDR Radius Map™ Report



440 Wheelers Farms Road  
Milford, CT 06461  
Toll Free: 800.352.0050  
[www.edrnet.com](http://www.edrnet.com)

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## GEOCHECK ADDENDUM

GeoCheck - Not Requested

*Thank you for your business.*  
Please contact EDR at 1-800-352-0050  
with any questions or comments.

### **Disclaimer - Copyright and Trademark Notice**

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## EXECUTIVE SUMMARY

A search of available environmental records was conducted by Environmental Data Resources, Inc (EDR). The report was designed to assist parties seeking to meet the search requirements of EPA's Standards and Practices for All Appropriate Inquiries (40 CFR Part 312), the ASTM Standard Practice for Environmental Site Assessments (E 1527-05) or custom requirements developed for the evaluation of environmental risk associated with a parcel of real estate.

### TARGET PROPERTY INFORMATION

#### ADDRESS

5601-5667 SILVER CREEK VALLEY ROAD  
SAN JOSE, CA 95138

#### COORDINATES

Latitude (North): 37.288800 - 37° 17' 19.7"  
Longitude (West): 121.781800 - 121° 46' 54.5"  
Universal Transverse Mercator: Zone 10  
UTM X (Meters): 607984.2  
UTM Y (Meters): 4127402.2  
Elevation: 325 ft. above sea level

### USGS TOPOGRAPHIC MAP ASSOCIATED WITH TARGET PROPERTY

Target Property Map: 37121-C7 SAN JOSE EAST, CA  
Most Recent Revision: 1980

### AERIAL PHOTOGRAPHY IN THIS REPORT

Portions of Photo from: 2009, 2010  
Source: USDA

### TARGET PROPERTY SEARCH RESULTS

The target property was identified in the following records. For more information on this property see page 8 of the attached EDR Radius Map report:

<u>Site</u>	<u>Database(s)</u>	<u>EPA ID</u>
5601 SILVER CREEK VALLEY RD. 5601 SILVER CREEK VALLEY RD. SAN JOSE, CA	ERNS	N/A
5601 SILVER CREEK VALLEY ROAD 5601 SILVER CREEK VALLEY ROAD SAN JOSE, CA 95138	CHMIRS	N/A
5667 SILVER CREEK VALLEY ROAD, BE 5667 SILVER CREEK VALLEY ROAD, BEHIND CHRISTINA MARKET SAN JOSE, CA	CHMIRS	N/A
NEXTEL CA 0819 5609 SILVER CREEK VAL RD SAN JOSE, CA 95138	SAN JOSE HAZMAT	N/A

## EXECUTIVE SUMMARY

SPRINT SF73XC808  
5609 SILVER CREEK VAL RD SUITE CELL2  
SAN JOSE, CA 95138

SAN JOSE HAZMAT

N/A

### DATABASES WITH NO MAPPED SITES

No mapped sites were found in EDR's search of available ("reasonably ascertainable ") government records either on the target property or within the search radius around the target property for the following databases:

### STANDARD ENVIRONMENTAL RECORDS

#### ***Federal NPL site list***

NPL..... National Priority List  
Proposed NPL..... Proposed National Priority List Sites  
NPL LIENS..... Federal Superfund Liens

#### ***Federal Delisted NPL site list***

Delisted NPL..... National Priority List Deletions

#### ***Federal CERCLIS list***

CERCLIS..... Comprehensive Environmental Response, Compensation, and Liability Information System  
FEDERAL FACILITY..... Federal Facility Site Information listing

#### ***Federal CERCLIS NFRAP site List***

CERC-NFRAP..... CERCLIS No Further Remedial Action Planned

#### ***Federal RCRA CORRACTS facilities list***

CORRACTS..... Corrective Action Report

#### ***Federal RCRA non-CORRACTS TSD facilities list***

RCRA-TSDF..... RCRA - Treatment, Storage and Disposal

#### ***Federal RCRA generators list***

RCRA-LQG..... RCRA - Large Quantity Generators  
RCRA-SQG..... RCRA - Small Quantity Generators  
RCRA-CESQG..... RCRA - Conditionally Exempt Small Quantity Generator

#### ***Federal institutional controls / engineering controls registries***

US ENG CONTROLS..... Engineering Controls Sites List  
US INST CONTROL..... Sites with Institutional Controls

## EXECUTIVE SUMMARY

### ***State- and tribal - equivalent NPL***

RESPONSE..... State Response Sites

### ***State- and tribal - equivalent CERCLIS***

ENVIROSTOR..... EnviroStor Database

### ***State and tribal landfill and/or solid waste disposal site lists***

SWF/LF..... Solid Waste Information System

### ***State and tribal leaking storage tank lists***

LUST..... Geotracker's Leaking Underground Fuel Tank Report

SLIC..... Statewide SLIC Cases

HIST LUST..... HIST LUST - Fuel Leak Site Activity Report

INDIAN LUST..... Leaking Underground Storage Tanks on Indian Land

### ***State and tribal registered storage tank lists***

UST..... Active UST Facilities

AST..... Aboveground Petroleum Storage Tank Facilities

INDIAN UST..... Underground Storage Tanks on Indian Land

FEMA UST..... Underground Storage Tank Listing

### ***State and tribal voluntary cleanup sites***

INDIAN VCP..... Voluntary Cleanup Priority Listing

VCP..... Voluntary Cleanup Program Properties

### **ADDITIONAL ENVIRONMENTAL RECORDS**

#### ***Local Brownfield lists***

US BROWNFIELDS..... A Listing of Brownfields Sites

#### ***Local Lists of Landfill / Solid Waste Disposal Sites***

DEBRIS REGION 9..... Torres Martinez Reservation Illegal Dump Site Locations

ODI..... Open Dump Inventory

WMUDS/SWAT..... Waste Management Unit Database

SWRCY..... Recycler Database

HAULERS..... Registered Waste Tire Haulers Listing

INDIAN ODI..... Report on the Status of Open Dumps on Indian Lands

#### ***Local Lists of Hazardous waste / Contaminated Sites***

US CDL..... Clandestine Drug Labs

HIST Cal-Sites..... Historical Calsites Database

SCH..... School Property Evaluation Program

Toxic Pits..... Toxic Pits Cleanup Act Sites

CDL..... Clandestine Drug Labs

## EXECUTIVE SUMMARY

US HIST CDL..... National Clandestine Laboratory Register

### **Local Lists of Registered Storage Tanks**

CA FID UST..... Facility Inventory Database  
HIST UST..... Hazardous Substance Storage Container Database  
SWEEPS UST..... SWEEPS UST Listing

### **Local Land Records**

LIENS 2..... CERCLA Lien Information  
LUCIS..... Land Use Control Information System  
LIENS..... Environmental Liens Listing  
DEED..... Deed Restriction Listing

### **Records of Emergency Release Reports**

HMIRS..... Hazardous Materials Information Reporting System  
LDS..... Land Disposal Sites Listing  
MCS..... Military Cleanup Sites Listing

### **Other Ascertainable Records**

RCRA-NonGen..... RCRA - Non Generators  
DOT OPS..... Incident and Accident Data  
DOD..... Department of Defense Sites  
FUDS..... Formerly Used Defense Sites  
CONSENT..... Superfund (CERCLA) Consent Decrees  
ROD..... Records Of Decision  
UMTRA..... Uranium Mill Tailings Sites  
MINES..... Mines Master Index File  
TRIS..... Toxic Chemical Release Inventory System  
TSCA..... Toxic Substances Control Act  
FTTS..... FIFRA/ TSCA Tracking System - FIFRA (Federal Insecticide, Fungicide, & Rodenticide Act)/TSCA (Toxic Substances Control Act)  
HIST FTTS..... FIFRA/TSCA Tracking System Administrative Case Listing  
SSTS..... Section 7 Tracking Systems  
ICIS..... Integrated Compliance Information System  
PADS..... PCB Activity Database System  
MLTS..... Material Licensing Tracking System  
RADINFO..... Radiation Information Database  
FINDS..... Facility Index System/Facility Registry System  
RAATS..... RCRA Administrative Action Tracking System  
CA BOND EXP. PLAN..... Bond Expenditure Plan  
NPDES..... NPDES Permits Listing  
WDS..... Waste Discharge System  
Cortese..... "Cortese" Hazardous Waste & Substances Sites List  
HIST CORTESE..... Hazardous Waste & Substance Site List  
Notify 65..... Proposition 65 Records  
DRYCLEANERS..... Cleaner Facilities  
WIP..... Well Investigation Program Case List  
ENF..... Enforcement Action Listing  
HAZNET..... Facility and Manifest Data  
EMI..... Emissions Inventory Data  
INDIAN RESERV..... Indian Reservations

## EXECUTIVE SUMMARY

SCRD DRYCLEANERS.....	State Coalition for Remediation of Drycleaners Listing
PCB TRANSFORMER.....	PCB Transformer Registration Database
FINANCIAL ASSURANCE.....	Financial Assurance Information Listing
HWP.....	EnviroStor Permitted Facilities Listing
PROC.....	Certified Processors Database
MWMP.....	Medical Waste Management Program Listing
COAL ASH DOE.....	Sleam-Electric Plan Operation Data
COAL ASH EPA.....	Coal Combustion Residues Surface Impoundments List
HWT.....	Registered Hazardous Waste Transporter Database

### EDR PROPRIETARY RECORDS

#### *EDR Proprietary Records*

Manufactured Gas Plants.....	EDR Proprietary Manufactured Gas Plants
EDR Historical Auto Stations..	EDR Proprietary Historic Gas Stations
EDR Historical Cleaners.....	EDR Proprietary Historic Dry Cleaners

### SURROUNDING SITES: SEARCH RESULTS

Surrounding sites were not identified.

Unmappable (orphan) sites are not considered in the foregoing analysis.

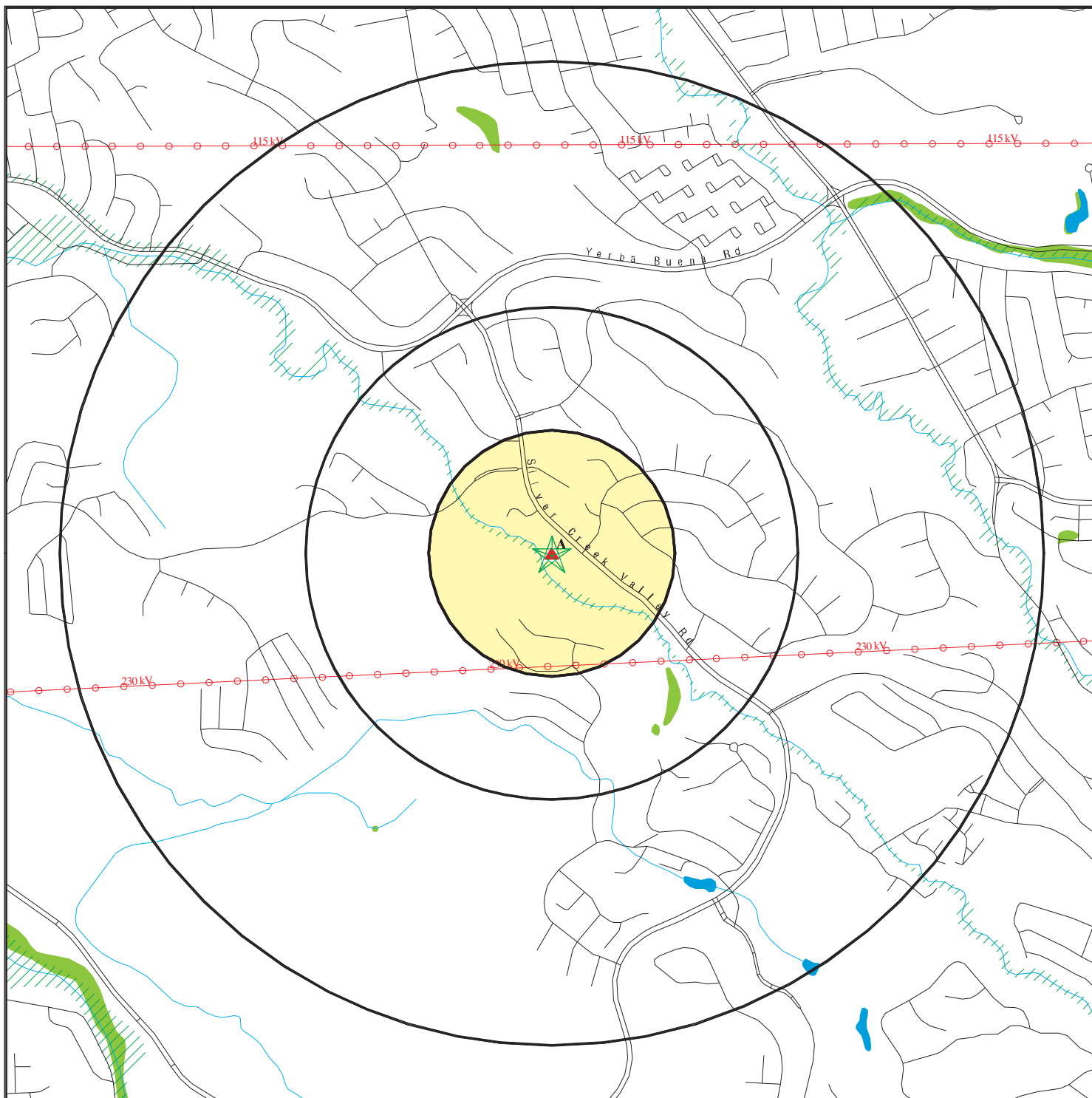


## EXECUTIVE SUMMARY

Due to poor or inadequate address information, the following sites were not mapped. Count: 26 records.

<u>Site Name</u>	<u>Database(s)</u>
KIRBY CANYON LANDFILL	ENF
COYOTE CREEK BUSINESS PAR	HIST CORTESE
LOWER SILVER CREEK FLOOD PROTECTIO	NPDES
COYOTE CREEK TRAIL	NPDES
FALLS CREEK PARK	NPDES
SILVER CREEK VALLEY BUSINESS	NPDES
S J CONCRETE PIPE CO	SWEEPS UST
COCA COLA BOTTLING COMPANY	SWEEPS UST
FONTANOSA PUMP STATION	SWEEPS UST
COYOTE CREEK GOLF COURSE	DEED, VCP, ENVIROSTOR
MARSHLAND SOLID WASTE FACILITY	SWF/LF
P&G INVESTMENT COMPANY	LUST
COCHRANE PLAZA CHEVROLET	LUST
SAN JOSE CITY OF PENITENCIA CREEK	LUST
SILVER CREEK CLINIC SCVMC	HAZNET
PLAZA DENTAL GROUP	HAZNET
LAURA C H LAM,DDS DBA SILVER CREEK	HAZNET
ALVISO CREEK AND COYOTE CREEK	ERNS
CANDAS CREEK BTW:CAPITOL X-WAY &	ERNS
2100 STEVENS CREEK BLVD. NONE	ERNS
COYOTE CREEK GOLF COURSE	FINDS
CIVIC PLAZA	SLIC
LOWER SILVER CREEK WATERSHED P	WDS
SILVER CREEK VALLEY PLACE	WDS
CSJ EDENVALE PUMP STATION	SAN JOSE HAZMAT
STEVENS CREEK QUARRY, INC.	MINES

# OVERVIEW MAP - 3231805.1s



★ Target Property

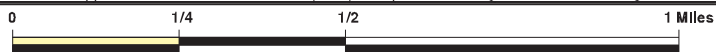
▲ Sites at elevations higher than or equal to the target property

◆ Sites at elevations lower than the target property

▲ Manufactured Gas Plants

■ National Priority List Sites

■ Dept. Defense Sites



■ Indian Reservations BIA

■ Areas of Concern

■ Power transmission lines

■ Oil & Gas pipelines from USGS

■ 100-year flood zone

■ 500-year flood zone

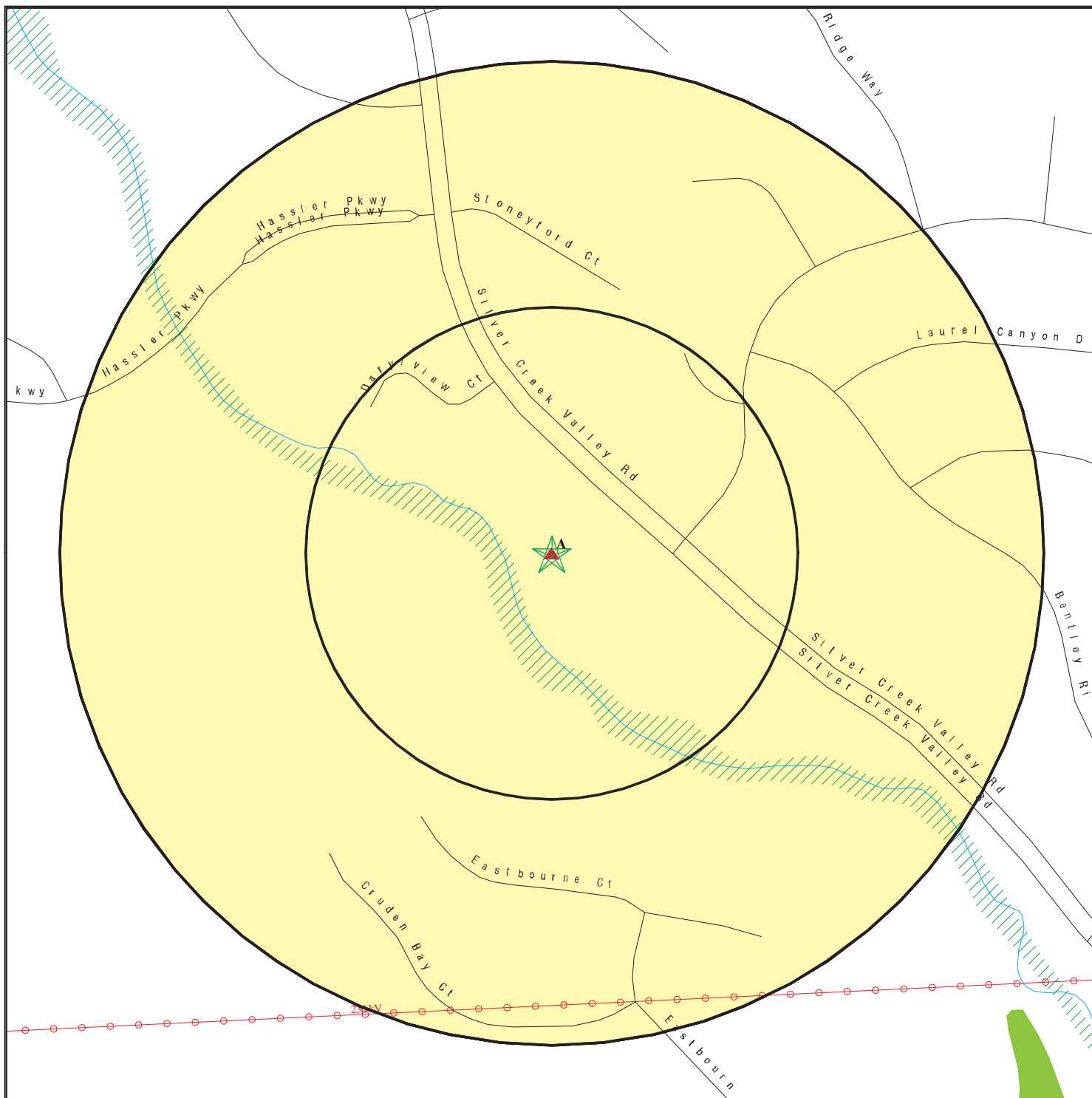
■ National Wetland Inventory

This report includes Interactive Map Layers to display and/or hide map information. The legend includes only those icons for the default map view.

SITE NAME: Canyon Creek Plaza  
 ADDRESS: 5601-5667 Silver Creek Valley Road  
 SAN JOSE CA 95138  
 LAT/LONG: 37.2888 / 121.7818

CLIENT: Partner Engineering and Science, Inc.  
 CONTACT: Mariana Haro  
 INQUIRY #: 3231805.1s  
 DATE: December 29, 2011 6:46 pm

# DETAIL MAP - 3231805.1s



- ★ Target Property
- ▲ Sites at elevations higher than or equal to the target property
- ◆ Sites at elevations lower than the target property
- ⚙ Manufactured Gas Plants
- ⚡ Sensitive Receptors
- 🏠 National Priority List Sites
- 🏢 Dept. Defense Sites

- 0 1/16 1/8 1/4 Miles
- 🏠 Indian Reservations BIA
- ⚡ Power transmission lines
- 🛢 Oil & Gas pipelines from USGS
- 🌊 100-year flood zone
- 🌊 500-year flood zone
- 🌿 National Wetland Inventory
- 🔴 Areas of Concern

This report includes Interactive Map Layers to display and/or hide map information. The legend includes only those icons for the default map view.

SITE NAME: Canyon Creek Plaza  
 ADDRESS: 5601-5667 Silver Creek Valley Road  
 SAN JOSE CA 95138  
 LAT/LONG: 37.2888 / 121.7818

CLIENT: Partner Engineering and Science, Inc.  
 CONTACT: Mariana Haro  
 INQUIRY #: 3231805.1s  
 DATE: December 29, 2011 6:47 pm

## MAP FINDINGS SUMMARY

Database	Target Property	Search Distance (Miles)	< 1/8	1/8 - 1/4	1/4 - 1/2	1/2 - 1	> 1	Total Plotted
<b>STANDARD ENVIRONMENTAL RECORDS</b>								
<b><i>Federal NPL site list</i></b>								
NPL		1.000	0	0	0	0	NR	0
Proposed NPL		1.000	0	0	0	0	NR	0
NPL LIENS		TP	NR	NR	NR	NR	NR	0
<b><i>Federal Delisted NPL site list</i></b>								
Delisted NPL		1.000	0	0	0	0	NR	0
<b><i>Federal CERCLIS list</i></b>								
CERCLIS		0.500	0	0	0	NR	NR	0
FEDERAL FACILITY		1.000	0	0	0	0	NR	0
<b><i>Federal CERCLIS NFRAP site List</i></b>								
CERC-NFRAP		0.500	0	0	0	NR	NR	0
<b><i>Federal RCRA CORRACTS facilities list</i></b>								
CORRACTS		1.000	0	0	0	0	NR	0
<b><i>Federal RCRA non-CORRACTS TSD facilities list</i></b>								
RCRA-TSDF		0.500	0	0	0	NR	NR	0
<b><i>Federal RCRA generators list</i></b>								
RCRA-LQG		0.250	0	0	NR	NR	NR	0
RCRA-SQG		0.250	0	0	NR	NR	NR	0
RCRA-CESQG		0.250	0	0	NR	NR	NR	0
<b><i>Federal institutional controls / engineering controls registries</i></b>								
US ENG CONTROLS		0.500	0	0	0	NR	NR	0
US INST CONTROL		0.500	0	0	0	NR	NR	0
<b><i>Federal ERNS list</i></b>								
ERNS	X	TP	NR	NR	NR	NR	NR	0
<b><i>State- and tribal - equivalent NPL</i></b>								
RESPONSE		1.000	0	0	0	0	NR	0
<b><i>State- and tribal - equivalent CERCLIS</i></b>								
ENVIROSTOR		1.000	0	0	0	0	NR	0
<b><i>State and tribal landfill and/or solid waste disposal site lists</i></b>								
SWF/LF		0.500	0	0	0	NR	NR	0
<b><i>State and tribal leaking storage tank lists</i></b>								
LUST		0.500	0	0	0	NR	NR	0
SLIC		0.500	0	0	0	NR	NR	0

## MAP FINDINGS SUMMARY

Database	Target Property	Search Distance (Miles)	< 1/8	1/8 - 1/4	1/4 - 1/2	1/2 - 1	> 1	Total Plotted
HIST LUST		0.500	0	0	0	NR	NR	0
INDIAN LUST		0.500	0	0	0	NR	NR	0
<b>State and tribal registered storage tank lists</b>								
UST		0.250	0	0	NR	NR	NR	0
AST		0.250	0	0	NR	NR	NR	0
INDIAN UST		0.250	0	0	NR	NR	NR	0
FEMA UST		0.250	0	0	NR	NR	NR	0
<b>State and tribal voluntary cleanup sites</b>								
INDIAN VCP		0.500	0	0	0	NR	NR	0
VCP		0.500	0	0	0	NR	NR	0
<b>ADDITIONAL ENVIRONMENTAL RECORDS</b>								
<b>Local Brownfield lists</b>								
US BROWNFIELDS		0.500	0	0	0	NR	NR	0
<b>Local Lists of Landfill / Solid Waste Disposal Sites</b>								
DEBRIS REGION 9		0.500	0	0	0	NR	NR	0
ODI		0.500	0	0	0	NR	NR	0
WMUDS/SWAT		0.500	0	0	0	NR	NR	0
SWRCY		0.500	0	0	0	NR	NR	0
HAULERS		TP	NR	NR	NR	NR	NR	0
INDIAN ODI		0.500	0	0	0	NR	NR	0
<b>Local Lists of Hazardous waste / Contaminated Sites</b>								
US CDL		TP	NR	NR	NR	NR	NR	0
HIST Cal-Sites		1.000	0	0	0	0	NR	0
SCH		0.250	0	0	NR	NR	NR	0
Toxic Pits		1.000	0	0	0	0	NR	0
CDL		TP	NR	NR	NR	NR	NR	0
US HIST CDL		TP	NR	NR	NR	NR	NR	0
<b>Local Lists of Registered Storage Tanks</b>								
CA FID UST		0.250	0	0	NR	NR	NR	0
HIST UST		0.250	0	0	NR	NR	NR	0
SWEEPS UST		0.250	0	0	NR	NR	NR	0
<b>Local Land Records</b>								
LIENS 2		TP	NR	NR	NR	NR	NR	0
LUCIS		0.500	0	0	0	NR	NR	0
LIENS		TP	NR	NR	NR	NR	NR	0
DEED		0.500	0	0	0	NR	NR	0
<b>Records of Emergency Release Reports</b>								
HMIRS		TP	NR	NR	NR	NR	NR	0
CHMIRS	X	TP	NR	NR	NR	NR	NR	0

## MAP FINDINGS SUMMARY

Database	Target Property	Search Distance (Miles)	< 1/8	1/8 - 1/4	1/4 - 1/2	1/2 - 1	> 1	Total Plotted
LDS		TP	NR	NR	NR	NR	NR	0
MCS		TP	NR	NR	NR	NR	NR	0
<b>Other Ascertainable Records</b>								
RCRA-NonGen		0.250	0	0	NR	NR	NR	0
DOT OPS		TP	NR	NR	NR	NR	NR	0
DOD		1.000	0	0	0	0	NR	0
FUDS		1.000	0	0	0	0	NR	0
CONSENT		1.000	0	0	0	0	NR	0
ROD		1.000	0	0	0	0	NR	0
UMTRA		0.500	0	0	0	NR	NR	0
MINES		0.250	0	0	NR	NR	NR	0
TRIS		TP	NR	NR	NR	NR	NR	0
TSCA		TP	NR	NR	NR	NR	NR	0
FTTS		TP	NR	NR	NR	NR	NR	0
HIST FTTS		TP	NR	NR	NR	NR	NR	0
SSTS		TP	NR	NR	NR	NR	NR	0
ICIS		TP	NR	NR	NR	NR	NR	0
PADS		TP	NR	NR	NR	NR	NR	0
MLTS		TP	NR	NR	NR	NR	NR	0
RADINFO		TP	NR	NR	NR	NR	NR	0
FINDS		TP	NR	NR	NR	NR	NR	0
RAATS		TP	NR	NR	NR	NR	NR	0
CA BOND EXP. PLAN		1.000	0	0	0	0	NR	0
NPDES		TP	NR	NR	NR	NR	NR	0
WDS		TP	NR	NR	NR	NR	NR	0
Cortese		0.500	0	0	0	NR	NR	0
HIST CORTESE		0.500	0	0	0	NR	NR	0
SAN JOSE HAZMAT	X	0.250	0	0	NR	NR	NR	0
Notify 65		1.000	0	0	0	0	NR	0
DRYCLEANERS		0.250	0	0	NR	NR	NR	0
WIP		0.250	0	0	NR	NR	NR	0
ENF		TP	NR	NR	NR	NR	NR	0
HAZNET		TP	NR	NR	NR	NR	NR	0
EMI		TP	NR	NR	NR	NR	NR	0
INDIAN RESERV		1.000	0	0	0	0	NR	0
SCRD DRYCLEANERS		0.500	0	0	0	NR	NR	0
PCB TRANSFORMER		TP	NR	NR	NR	NR	NR	0
FINANCIAL ASSURANCE		TP	NR	NR	NR	NR	NR	0
HWP		1.000	0	0	0	0	NR	0
PROC		0.500	0	0	0	NR	NR	0
MWMP		0.250	0	0	NR	NR	NR	0
COAL ASH DOE		TP	NR	NR	NR	NR	NR	0
COAL ASH EPA		0.500	0	0	0	NR	NR	0
HWT		0.250	0	0	NR	NR	NR	0
<b>EDR PROPRIETARY RECORDS</b>								
<b>EDR Proprietary Records</b>								
Manufactured Gas Plants		1.000	0	0	0	0	NR	0

## MAP FINDINGS SUMMARY

<u>Database</u>	<u>Target Property</u>	<u>Search Distance (Miles)</u>	<u>&lt; 1/8</u>	<u>1/8 - 1/4</u>	<u>1/4 - 1/2</u>	<u>1/2 - 1</u>	<u>&gt; 1</u>	<u>Total Plotted</u>
EDR Historical Auto Stations		0.250	0	0	NR	NR	NR	0
EDR Historical Cleaners		0.250	0	0	NR	NR	NR	0

**NOTES:**

TP = Target Property

NR = Not Requested at this Search Distance

Sites may be listed in more than one database

Map ID  
 Direction  
 Distance  
 Elevation

MAP FINDINGS

Site

Database(s) EDR ID Number  
 EPA ID Number

**A1** 5601 SILVER CREEK VALLEY RD.  
**Target** 5601 SILVER CREEK VALLEY RD.  
**Property** SAN JOSE, CA

**ERNS** 2010956676  
 N/A

Site 1 of 5 in cluster A

**Actual:** [Click this hyperlink](#) while viewing on your computer to access  
**325 ft.** additional ERNS detail in the EDR Site Report.

**A2** 5601 SILVER CREEK VALLEY ROAD  
**Target** 5601 SILVER CREEK VALLEY ROAD  
**Property** SAN JOSE, CA 95138

**CHMIRS** S110982002  
 N/A

Site 2 of 5 in cluster A

**Actual:** CHMIRS:  
**325 ft.** OES Incident Number: '10-6135  
 OES notification: 10/11/2010 7:58:00 PM  
 OES Date: Not reported  
 OES Time: Not reported  
 Incident Date: Not reported  
**Date Completed:** **Not reported**  
 Property Use: Not reported  
 Agency Id Number: Not reported  
 Agency Incident Number: Not reported  
 Time Notified: Not reported  
 Time Completed: Not reported  
 Surrounding Area: Not reported  
 Estimated Temperature: Not reported  
 Property Management: Not reported  
 Special Studies 1: Not reported  
 Special Studies 2: Not reported  
 Special Studies 3: Not reported  
 Special Studies 4: Not reported  
 Special Studies 5: Not reported  
 Special Studies 6: Not reported  
 More Than Two Substances Involved?: Not reported  
 Resp Agncy Personel # Of Decontaminated: Not reported  
 Responding Agency Personel # Of Injuries: Not reported  
 Responding Agency Personel # Of Fatalities: Not reported  
 Others Number Of Decontaminated: Not reported  
 Others Number Of Injuries: Not reported  
 Others Number Of Fatalities: Not reported  
 Vehicle Make/year: Not reported  
 Vehicle License Number: Not reported  
 Vehicle State: Not reported  
 Vehicle Id Number: Not reported  
 CA/DOT/PUC/ICC Number: Not reported  
 Company Name: Not reported  
 Reporting Officer Name/ID: Not reported  
 Report Date: Not reported  
 Comments: Not reported  
 Facility Telephone: Not reported  
 Waterway Involved: No  
 Waterway: Not reported  
 Spill Site: Merchant/Business  
 Cleanup By: Contractor  
 Containment: Not reported  
 What Happened: Not reported  
 Type: Not reported



Map ID  
 Direction  
 Distance  
 Elevation

MAP FINDINGS

Site

Database(s)

EDR ID Number  
 EPA ID Number

(Continued)

S110982002

Measure: Gal(s)  
 Other: Not reported  
 Date/Time: 1600  
 Year: 2010  
 Agency: PG&E  
 Incident Date: 10/11/2010  
 Admin Agency: Santa Clara County Health Department  
 Amount: Not reported  
 Contained: Yes  
 Site Type: Not reported  
 E Date: Not reported  
 Substance: Mineral Oil  
 Quantity Released: 20  
 BBLs: Not reported  
 Cups: Not reported  
 CUFT: Not reported  
 Gallons: Not reported  
 Grams: Not reported  
 Pounds: Not reported  
 Liters: Not reported  
 Ounces: Not reported  
 Pints: Not reported  
 Quarts: Not reported  
 Sheen: Not reported  
 Tons: Not reported  
 Unknown: Not reported  
 Evacuations: Not reported  
 Number of Injuries: Not reported  
 Number of Fatalities: Not reported  
 Description: Due to equipment failure, mineral oil was released.

A3  
 Target  
 Property

5667 SILVER CREEK VALLEY ROAD, BEHIND CHRISTINA MARKET  
 SAN JOSE, CA

CHMIRS S110420346  
 N/A

Site 3 of 5 in cluster A

Actual:  
 325 ft.

CHMIRS:  
 OES Incident Number: '08-2934  
 OES notification: 4/21/2008 7:24:36 AM  
 OES Date: Not reported  
 OES Time: Not reported  
 Incident Date: Not reported  
**Date Completed: Not reported**  
 Property Use: Not reported  
 Agency Id Number: Not reported  
 Agency Incident Number: Not reported  
 Time Notified: Not reported  
 Time Completed: Not reported  
 Surrounding Area: Not reported  
 Estimated Temperature: Not reported  
 Property Management: Not reported  
 Special Studies 1: Not reported  
 Special Studies 2: Not reported  
 Special Studies 3: Not reported  
 Special Studies 4: Not reported  
 Special Studies 5: Not reported  
 Special Studies 6: Not reported

Map ID  
Direction  
Distance  
Elevation

MAP FINDINGS

Site

Database(s)

EDR ID Number  
EPA ID Number

(Continued)

S110420346

More Than Two Substances Involved?: Not reported  
Resp Agency Personel # Of Decontaminated: Not reported  
Responding Agency Personel # Of Injuries: Not reported  
Responding Agency Personel # Of Fatalities: Not reported  
Others Number Of Decontaminated: Not reported  
Others Number Of Injuries: Not reported  
Others Number Of Fatalities: Not reported  
Vehicle Make/year: Not reported  
Vehicle License Number: Not reported  
Vehicle State: Not reported  
Vehicle Id Number: Not reported  
CA/DOT/PUC/ICC Number: Not reported  
Company Name: Not reported  
Reporting Officer Name/ID: Not reported  
Report Date: Not reported  
Comments: Not reported  
Facility Telephone: Not reported  
Waterway Involved: Yes  
Waterway: storm drain  
Spill Site: Merchant/Business  
Cleanup By: Unknown  
Containment: Not reported  
What Happened: Not reported  
Type: Not reported  
Measure: Gal(s)  
Other: Not reported  
Date/Time: 0400  
Year: 2008  
Agency: San Jose Fire Hazmat  
Incident Date: 4/21/2008  
Admin Agency: Santa Clara County Health Department  
Amount: Not reported  
Contained: No  
Site Type: storm drain  
E Date: Not reported  
Substance: milk  
Quantity Released: 100  
BBLS: Not reported  
Cups: Not reported  
CUFT: Not reported  
Gallons: Not reported  
Grams: Not reported  
Pounds: Not reported  
Liters: Not reported  
Ounces: Not reported  
Pints: Not reported  
Quarts: Not reported  
Sheen: Not reported  
Tons: Not reported  
Unknown: Not reported  
Evacuations: 0  
Number of Injuries: 0  
Number of Fatalities: 0  
Description: RP States: The milk fell off of a delivery truck and entered a storm drain.

MAP FINDINGS

Map ID  
 Direction  
 Distance  
 Elevation

Site

Database(s)

EDR ID Number  
 EPA ID Number

**A4**  
 Target  
 Property

**NEXTEL CA 0819**  
**5609 SILVER CREEK VAL RD**  
**SAN JOSE, CA 95138**

**SAN JOSE HAZMAT**

**S109349075**  
**N/A**

**Site 4 of 5 in cluster A**

**Actual:**  
**325 ft.**

SAN JOSE HAZMAT:  
 Region: SAN JOSE  
 File Num: 411881  
 Class: Misc. Complex firms and labs

**A5**  
 Target  
 Property

**SPRINT SF73XC808**  
**5609 SILVER CREEK VAL RD SUITE CELL2**  
**SAN JOSE, CA 95138**

**SAN JOSE HAZMAT**

**S109349154**  
**N/A**

**Site 5 of 5 in cluster A**

**Actual:**  
**325 ft.**

SAN JOSE HAZMAT:  
 Region: SAN JOSE  
 File Num: 411964  
 Class: Misc. Complex firms and labs

Count: 26 records.

ORPHAN SUMMARY

City	EDR ID	Site Name	Site Address	Zip	Database(s)
SAN JOSE	S106235047	CIVIC PLAZA	4TH ST		SLIC
SAN JOSE	S111215418	LOWER SILVER CREEK FLOOD PROTECTIO	I 680 TOSTORY ROAD		NPDES
SAN JOSE	99625119	ALVISO CREEK AND COYOTE CREEK	ALVISO CREEK AND COYOTE CREEK		ERNS
SAN JOSE	S106931689	S J CONCRETE PIPE CO	1420 N BAYSHORE HWY 1		SWEEPS UST
SAN JOSE	S105255977	LOWER SILVER CREEK WATERSHED P	BTWN COYOTE CRK / CUNNINGHAM	0	WDS
SAN JOSE	8722018	CANDAS CREEK BTW:CAPITOL X-WAY &	CANDAS CREEK BTW:CAPITOL X-WAY		ERNS
SAN JOSE	S103634152	SILVER CREEK CLINIC SCVMC	1620 E CAPITOL EXPRESS WAY	95121	HAZNET
SAN JOSE	S103634805	PLAZA DENTAL GROUP	1654 E CAPITOL EXPRESS WAY	95121	HAZNET
SAN JOSE	S107146482	LAURA C H LAM,DDS DBA SILVER CREEK	1761 CAPITOL EXPY	95121	HAZNET
SAN JOSE	S111212654	KIRBY CANYON LANDFILL	910 COYOTE CREEK GOLF DR		ENF
SAN JOSE	S107996451	P&G INVESTMENT COMPANY	1775 64 HWY		LUST
SAN JOSE	S109821497	MARSHLAND SOLID WASTE FACILITY	NW HWY ALVISO		SWFLF
SAN JOSE	S109440789	COYOTE CREEK TRAIL	LOS LAGOS GOLF COURSE TO TULLY		NPDES
SAN JOSE	S109443289	FALLS CREEK PARK	METROPOLITAN WAY		NPDES
SAN JOSE	S107995677	COCHRANE PLAZA CHEVROLET	19490 MONTEREY RD		LUST
SAN JOSE	S106924778	COCA COLA BOTTLING COMPANY	1555 OLD BAYSHORE HWY 4		SWEEPS UST
SAN JOSE	S110655484	SAN JOSE CITY OF PENITENCIA CREEK	PENITENCIA CREEK RD		LUST
SAN JOSE	S109458335	SILVER CREEK VALLEY BUSINESS	SILVER CREEK AND FONTANOSO WAY	95138	NPDES
SAN JOSE	S106203284	SILVER CREEK VALLEY PLACE	SILVER CREEK VALLEY RD / OLD	95138	WDS
SAN JOSE	S102416657	CSJ EDENVALE PUMP STATION	102 SILVER CREEK VALL RD		SAN JOSE HAZMAT
SAN JOSE	S106926293	FONTANOSA PUMP STATION	450 SILVER CREEK VALLEY RD	95138	SWEEPS UST
SAN JOSE	1010727639	COYOTE CREEK GOLF COURSE	TUERS ROAD	95121	FINDS
SAN JOSE	S104735526	COYOTE CREEK GOLF COURSE	TUERS RD	95121	DEED, VCP, ENVIROSTOR
SAN JOSE	S104234151	COYOTE CREEK BUSINESS PAR	UNKNOWN SILVER CREEK VALL	95121	HIST CORTESE
SANTA CLARA COUNTY	M300006427	STEVENS CREEK QUARRY, INC.	STEVENS CREEK QUARRY		MINES
SANTA CLARA COUNTY	2010934988	2100 STEVENS CREEK BLVD. NONE	2100 STEVENS CREEK BLVD. NONE		ERNS

# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

To maintain currency of the following federal and state databases, EDR contacts the appropriate governmental agency on a monthly or quarterly basis, as required.

**Number of Days to Update:** Provides confirmation that EDR is reporting records that have been updated within 90 days from the date the government agency made the information available to the public.

## STANDARD ENVIRONMENTAL RECORDS

### ***Federal NPL site list***

#### **NPL: National Priority List**

National Priorities List (Superfund). The NPL is a subset of CERCLIS and identifies over 1,200 sites for priority cleanup under the Superfund Program. NPL sites may encompass relatively large areas. As such, EDR provides polygon coverage for over 1,000 NPL site boundaries produced by EPA's Environmental Photographic Interpretation Center (EPIC) and regional EPA offices.

Date of Government Version: 06/30/2011	Source: EPA
Date Data Arrived at EDR: 07/12/2011	Telephone: N/A
Date Made Active in Reports: 09/29/2011	Last EDR Contact: 10/12/2011
Number of Days to Update: 79	Next Scheduled EDR Contact: 01/23/2012
	Data Release Frequency: Quarterly

#### **NPL Site Boundaries**

##### **Sources:**

EPA's Environmental Photographic Interpretation Center (EPIC)  
Telephone: 202-564-7333

EPA Region 1  
Telephone 617-918-1143

EPA Region 6  
Telephone: 214-655-6659

EPA Region 3  
Telephone 215-814-5418

EPA Region 7  
Telephone: 913-551-7247

EPA Region 4  
Telephone 404-562-8033

EPA Region 8  
Telephone: 303-312-6774

EPA Region 5  
Telephone 312-886-6686

EPA Region 9  
Telephone: 415-947-4246

EPA Region 10  
Telephone 206-553-8665

#### **Proposed NPL: Proposed National Priority List Sites**

A site that has been proposed for listing on the National Priorities List through the issuance of a proposed rule in the Federal Register. EPA then accepts public comments on the site, responds to the comments, and places on the NPL those sites that continue to meet the requirements for listing.

Date of Government Version: 06/30/2011	Source: EPA
Date Data Arrived at EDR: 07/12/2011	Telephone: N/A
Date Made Active in Reports: 09/29/2011	Last EDR Contact: 10/12/2011
Number of Days to Update: 79	Next Scheduled EDR Contact: 01/23/2012
	Data Release Frequency: Quarterly

#### **NPL LIENS: Federal Superfund Liens**

Federal Superfund Liens. Under the authority granted the USEPA by CERCLA of 1980, the USEPA has the authority to file liens against real property in order to recover remedial action expenditures or when the property owner received notification of potential liability. USEPA compiles a listing of filed notices of Superfund Liens.

Date of Government Version: 10/15/1991	Source: EPA
Date Data Arrived at EDR: 02/02/1994	Telephone: 202-564-4267
Date Made Active in Reports: 03/30/1994	Last EDR Contact: 08/15/2011
Number of Days to Update: 56	Next Scheduled EDR Contact: 11/28/2011
	Data Release Frequency: No Update Planned

# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

## ***Federal Delisted NPL site list***

DELISTED NPL: National Priority List Deletions

The National Oil and Hazardous Substances Pollution Contingency Plan (NCP) establishes the criteria that the EPA uses to delete sites from the NPL. In accordance with 40 CFR 300.425.(e), sites may be deleted from the NPL where no further response is appropriate.

Date of Government Version: 06/30/2011	Source: EPA
Date Data Arrived at EDR: 07/12/2011	Telephone: N/A
Date Made Active in Reports: 09/29/2011	Last EDR Contact: 10/12/2011
Number of Days to Update: 79	Next Scheduled EDR Contact: 01/23/2012
	Data Release Frequency: Quarterly

## ***Federal CERCLIS list***

CERCLIS: Comprehensive Environmental Response, Compensation, and Liability Information System

CERCLIS contains data on potentially hazardous waste sites that have been reported to the USEPA by states, municipalities, private companies and private persons, pursuant to Section 103 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA). CERCLIS contains sites which are either proposed to or on the National Priorities List (NPL) and sites which are in the screening and assessment phase for possible inclusion on the NPL.

Date of Government Version: 02/25/2011	Source: EPA
Date Data Arrived at EDR: 03/01/2011	Telephone: 703-412-9810
Date Made Active in Reports: 05/02/2011	Last EDR Contact: 11/29/2011
Number of Days to Update: 62	Next Scheduled EDR Contact: 03/12/2012
	Data Release Frequency: Quarterly

FEDERAL FACILITY: Federal Facility Site Information listing

A listing of National Priority List (NPL) and Base Realignment and Closure (BRAC) sites found in the Comprehensive Environmental Response, Compensation and Liability Information System (CERCLIS) Database where EPA Federal Facilities Restoration and Reuse Office is involved in cleanup activities.

Date of Government Version: 12/10/2010	Source: Environmental Protection Agency
Date Data Arrived at EDR: 01/11/2011	Telephone: 703-603-8704
Date Made Active in Reports: 02/16/2011	Last EDR Contact: 10/14/2011
Number of Days to Update: 36	Next Scheduled EDR Contact: 01/23/2012
	Data Release Frequency: Varies

## ***Federal CERCLIS NFRAP site List***

CERCLIS-NFRAP: CERCLIS No Further Remedial Action Planned

Archived sites are sites that have been removed and archived from the inventory of CERCLIS sites. Archived status indicates that, to the best of EPA's knowledge, assessment at a site has been completed and that EPA has determined no further steps will be taken to list this site on the National Priorities List (NPL), unless information indicates this decision was not appropriate or other considerations require a recommendation for listing at a later time. This decision does not necessarily mean that there is no hazard associated with a given site; it only means that, based upon available information, the location is not judged to be a potential NPL site.

Date of Government Version: 02/25/2011	Source: EPA
Date Data Arrived at EDR: 03/01/2011	Telephone: 703-412-9810
Date Made Active in Reports: 05/02/2011	Last EDR Contact: 11/29/2011
Number of Days to Update: 62	Next Scheduled EDR Contact: 03/12/2012
	Data Release Frequency: Quarterly

## ***Federal RCRA CORRACTS facilities list***

CORRACTS: Corrective Action Report

CORRACTS identifies hazardous waste handlers with RCRA corrective action activity.

# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

Date of Government Version: 03/09/2011  
Date Data Arrived at EDR: 03/15/2011  
Date Made Active in Reports: 06/14/2011  
Number of Days to Update: 91

Source: EPA  
Telephone: 800-424-9346  
Last EDR Contact: 11/14/2011  
Next Scheduled EDR Contact: 02/27/2012  
Data Release Frequency: Quarterly

## ***Federal RCRA non-CORRACTS TSD facilities list***

### **RCRA-TSDF: RCRA - Treatment, Storage and Disposal**

RCRAInfo is EPA's comprehensive information system, providing access to data supporting the Resource Conservation and Recovery Act (RCRA) of 1976 and the Hazardous and Solid Waste Amendments (HSWA) of 1984. The database includes selective information on sites which generate, transport, store, treat and/or dispose of hazardous waste as defined by the Resource Conservation and Recovery Act (RCRA). Transporters are individuals or entities that move hazardous waste from the generator offsite to a facility that can recycle, treat, store, or dispose of the waste. TSDFs treat, store, or dispose of the waste.

Date of Government Version: 06/15/2011  
Date Data Arrived at EDR: 07/07/2011  
Date Made Active in Reports: 08/08/2011  
Number of Days to Update: 32

Source: Environmental Protection Agency  
Telephone: (415) 495-8895  
Last EDR Contact: 10/05/2011  
Next Scheduled EDR Contact: 01/16/2012  
Data Release Frequency: Quarterly

## ***Federal RCRA generators list***

### **RCRA-LQG: RCRA - Large Quantity Generators**

RCRAInfo is EPA's comprehensive information system, providing access to data supporting the Resource Conservation and Recovery Act (RCRA) of 1976 and the Hazardous and Solid Waste Amendments (HSWA) of 1984. The database includes selective information on sites which generate, transport, store, treat and/or dispose of hazardous waste as defined by the Resource Conservation and Recovery Act (RCRA). Large quantity generators (LQGs) generate over 1,000 kilograms (kg) of hazardous waste, or over 1 kg of acutely hazardous waste per month.

Date of Government Version: 06/15/2011  
Date Data Arrived at EDR: 07/07/2011  
Date Made Active in Reports: 08/08/2011  
Number of Days to Update: 32

Source: Environmental Protection Agency  
Telephone: (415) 495-8895  
Last EDR Contact: 10/05/2011  
Next Scheduled EDR Contact: 01/16/2012  
Data Release Frequency: Quarterly

### **RCRA-SQG: RCRA - Small Quantity Generators**

RCRAInfo is EPA's comprehensive information system, providing access to data supporting the Resource Conservation and Recovery Act (RCRA) of 1976 and the Hazardous and Solid Waste Amendments (HSWA) of 1984. The database includes selective information on sites which generate, transport, store, treat and/or dispose of hazardous waste as defined by the Resource Conservation and Recovery Act (RCRA). Small quantity generators (SQGs) generate between 100 kg and 1,000 kg of hazardous waste per month.

Date of Government Version: 06/15/2011  
Date Data Arrived at EDR: 07/07/2011  
Date Made Active in Reports: 08/08/2011  
Number of Days to Update: 32

Source: Environmental Protection Agency  
Telephone: (415) 495-8895  
Last EDR Contact: 10/05/2011  
Next Scheduled EDR Contact: 01/16/2012  
Data Release Frequency: Quarterly

### **RCRA-CESQG: RCRA - Conditionally Exempt Small Quantity Generators**

RCRAInfo is EPA's comprehensive information system, providing access to data supporting the Resource Conservation and Recovery Act (RCRA) of 1976 and the Hazardous and Solid Waste Amendments (HSWA) of 1984. The database includes selective information on sites which generate, transport, store, treat and/or dispose of hazardous waste as defined by the Resource Conservation and Recovery Act (RCRA). Conditionally exempt small quantity generators (CESQGs) generate less than 100 kg of hazardous waste, or less than 1 kg of acutely hazardous waste per month.

Date of Government Version: 06/15/2011  
Date Data Arrived at EDR: 07/07/2011  
Date Made Active in Reports: 08/08/2011  
Number of Days to Update: 32

Source: Environmental Protection Agency  
Telephone: (415) 495-8895  
Last EDR Contact: 10/05/2011  
Next Scheduled EDR Contact: 01/16/2012  
Data Release Frequency: Varies

# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

## ***Federal institutional controls / engineering controls registries***

### US ENG CONTROLS: Engineering Controls Sites List

A listing of sites with engineering controls in place. Engineering controls include various forms of caps, building foundations, liners, and treatment methods to create pathway elimination for regulated substances to enter environmental media or effect human health.

Date of Government Version: 03/16/2011	Source: Environmental Protection Agency
Date Data Arrived at EDR: 03/25/2011	Telephone: 703-603-0695
Date Made Active in Reports: 06/14/2011	Last EDR Contact: 12/09/2011
Number of Days to Update: 81	Next Scheduled EDR Contact: 03/26/2012
	Data Release Frequency: Varies

### US INST CONTROL: Sites with Institutional Controls

A listing of sites with institutional controls in place. Institutional controls include administrative measures, such as groundwater use restrictions, construction restrictions, property use restrictions, and post remediation care requirements intended to prevent exposure to contaminants remaining on site. Deed restrictions are generally required as part of the institutional controls.

Date of Government Version: 03/16/2011	Source: Environmental Protection Agency
Date Data Arrived at EDR: 03/25/2011	Telephone: 703-603-0695
Date Made Active in Reports: 06/14/2011	Last EDR Contact: 12/09/2011
Number of Days to Update: 81	Next Scheduled EDR Contact: 03/26/2012
	Data Release Frequency: Varies

## ***Federal ERNS list***

### ERNS: Emergency Response Notification System

Emergency Response Notification System. ERNS records and stores information on reported releases of oil and hazardous substances.

Date of Government Version: 10/03/2011	Source: National Response Center, United States Coast Guard
Date Data Arrived at EDR: 10/04/2011	Telephone: 202-267-2180
Date Made Active in Reports: 11/11/2011	Last EDR Contact: 10/04/2011
Number of Days to Update: 38	Next Scheduled EDR Contact: 01/16/2012
	Data Release Frequency: Annually

## ***State- and tribal - equivalent NPL***

### RESPONSE: State Response Sites

Identifies confirmed release sites where DTSC is involved in remediation, either in a lead or oversight capacity. These confirmed release sites are generally high-priority and high potential risk.

Date of Government Version: 11/07/2011	Source: Department of Toxic Substances Control
Date Data Arrived at EDR: 11/08/2011	Telephone: 916-323-3400
Date Made Active in Reports: 12/13/2011	Last EDR Contact: 12/14/2011
Number of Days to Update: 35	Next Scheduled EDR Contact: 02/20/2012
	Data Release Frequency: Quarterly

## ***State- and tribal - equivalent CERCLIS***

### ENVIROSTOR: EnviroStor Database

The Department of Toxic Substances Control's (DTSC's) Site Mitigation and Brownfields Reuse Program's (SMBRP's) EnviroStor database identifies sites that have known contamination or sites for which there may be reasons to investigate further. The database includes the following site types: Federal Superfund sites (National Priorities List (NPL)); State Response, including Military Facilities and State Superfund; Voluntary Cleanup; and School sites. EnviroStor provides similar information to the information that was available in CalSites, and provides additional site information, including, but not limited to, identification of formerly-contaminated properties that have been released for reuse, properties where environmental deed restrictions have been recorded to prevent inappropriate land uses, and risk characterization information that is used to assess potential impacts to public health and the environment at contaminated sites.



# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

Date of Government Version: 11/07/2011  
Date Data Arrived at EDR: 11/08/2011  
Date Made Active in Reports: 12/13/2011  
Number of Days to Update: 35

Source: Department of Toxic Substances Control  
Telephone: 916-323-3400  
Last EDR Contact: 12/14/2011  
Next Scheduled EDR Contact: 02/20/2012  
Data Release Frequency: Quarterly

## **State and tribal landfill and/or solid waste disposal site lists**

### SWF/LF (SWIS): Solid Waste Information System

Active, Closed and Inactive Landfills. SWF/LF records typically contain an inventory of solid waste disposal facilities or landfills. These may be active or inactive facilities or open dumps that failed to meet RCRA Section 4004 criteria for solid waste landfills or disposal sites.

Date of Government Version: 11/21/2011  
Date Data Arrived at EDR: 11/22/2011  
Date Made Active in Reports: 12/13/2011  
Number of Days to Update: 21

Source: Department of Resources Recycling and Recovery  
Telephone: 916-341-6320  
Last EDR Contact: 11/22/2011  
Next Scheduled EDR Contact: 03/05/2012  
Data Release Frequency: Quarterly

## **State and tribal leaking storage tank lists**

### LUST REG 9: Leaking Underground Storage Tank Report

Orange, Riverside, San Diego counties. For more current information, please refer to the State Water Resources Control Board's LUST database.

Date of Government Version: 03/01/2001  
Date Data Arrived at EDR: 04/23/2001  
Date Made Active in Reports: 05/21/2001  
Number of Days to Update: 28

Source: California Regional Water Quality Control Board San Diego Region (9)  
Telephone: 858-637-5595  
Last EDR Contact: 09/26/2011  
Next Scheduled EDR Contact: 01/09/2012  
Data Release Frequency: No Update Planned

### LUST REG 7: Leaking Underground Storage Tank Case Listing

Leaking Underground Storage Tank locations. Imperial, Riverside, San Diego, Santa Barbara counties.

Date of Government Version: 02/26/2004  
Date Data Arrived at EDR: 02/26/2004  
Date Made Active in Reports: 03/24/2004  
Number of Days to Update: 27

Source: California Regional Water Quality Control Board Colorado River Basin Region (7)  
Telephone: 760-776-8943  
Last EDR Contact: 08/01/2011  
Next Scheduled EDR Contact: 11/14/2011  
Data Release Frequency: No Update Planned

### LUST REG 6V: Leaking Underground Storage Tank Case Listing

Leaking Underground Storage Tank locations. Inyo, Kern, Los Angeles, Mono, San Bernardino counties.

Date of Government Version: 06/07/2005  
Date Data Arrived at EDR: 06/07/2005  
Date Made Active in Reports: 06/29/2005  
Number of Days to Update: 22

Source: California Regional Water Quality Control Board Victorville Branch Office (6)  
Telephone: 760-241-7365  
Last EDR Contact: 09/12/2011  
Next Scheduled EDR Contact: 12/26/2011  
Data Release Frequency: No Update Planned

### LUST REG 6L: Leaking Underground Storage Tank Case Listing

For more current information, please refer to the State Water Resources Control Board's LUST database.

Date of Government Version: 09/09/2003  
Date Data Arrived at EDR: 09/10/2003  
Date Made Active in Reports: 10/07/2003  
Number of Days to Update: 27

Source: California Regional Water Quality Control Board Lahontan Region (6)  
Telephone: 530-542-5572  
Last EDR Contact: 09/12/2011  
Next Scheduled EDR Contact: 12/26/2011  
Data Release Frequency: No Update Planned

### LUST REG 5: Leaking Underground Storage Tank Database

Leaking Underground Storage Tank locations. Alameda, Alpine, Amador, Butte, Colusa, Contra Costa, Calveras, El Dorado, Fresno, Glenn, Kern, Kings, Lake, Lassen, Madera, Mariposa, Merced, Modoc, Napa, Nevada, Placer, Plumas, Sacramento, San Joaquin, Shasta, Solano, Stanislaus, Sutter, Tehama, Tulare, Tuolumne, Yolo, Yuba counties.

# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

Date of Government Version: 07/01/2008  
Date Data Arrived at EDR: 07/22/2008  
Date Made Active in Reports: 07/31/2008  
Number of Days to Update: 9

Source: California Regional Water Quality Control Board Central Valley Region (5)  
Telephone: 916-464-4834  
Last EDR Contact: 07/01/2011  
Next Scheduled EDR Contact: 10/17/2011  
Data Release Frequency: Quarterly

## LUST REG 4: Underground Storage Tank Leak List

Los Angeles, Ventura counties. For more current information, please refer to the State Water Resources Control Board's LUST database.

Date of Government Version: 09/07/2004  
Date Data Arrived at EDR: 09/07/2004  
Date Made Active in Reports: 10/12/2004  
Number of Days to Update: 35

Source: California Regional Water Quality Control Board Los Angeles Region (4)  
Telephone: 213-576-6710  
Last EDR Contact: 09/06/2011  
Next Scheduled EDR Contact: 12/19/2011  
Data Release Frequency: No Update Planned

## LUST REG 3: Leaking Underground Storage Tank Database

Leaking Underground Storage Tank locations. Monterey, San Benito, San Luis Obispo, Santa Barbara, Santa Cruz counties.

Date of Government Version: 05/19/2003  
Date Data Arrived at EDR: 05/19/2003  
Date Made Active in Reports: 06/02/2003  
Number of Days to Update: 14

Source: California Regional Water Quality Control Board Central Coast Region (3)  
Telephone: 805-542-4786  
Last EDR Contact: 07/18/2011  
Next Scheduled EDR Contact: 10/31/2011  
Data Release Frequency: No Update Planned

## LUST REG 2: Fuel Leak List

Leaking Underground Storage Tank locations. Alameda, Contra Costa, Marin, Napa, San Francisco, San Mateo, Santa Clara, Solano, Sonoma counties.

Date of Government Version: 09/30/2004  
Date Data Arrived at EDR: 10/20/2004  
Date Made Active in Reports: 11/19/2004  
Number of Days to Update: 30

Source: California Regional Water Quality Control Board San Francisco Bay Region (2)  
Telephone: 510-622-2433  
Last EDR Contact: 09/19/2011  
Next Scheduled EDR Contact: 01/02/2012  
Data Release Frequency: Quarterly

## LUST REG 1: Active Toxic Site Investigation

Del Norte, Humboldt, Lake, Mendocino, Modoc, Siskiyou, Sonoma, Trinity counties. For more current information, please refer to the State Water Resources Control Board's LUST database.

Date of Government Version: 02/01/2001  
Date Data Arrived at EDR: 02/28/2001  
Date Made Active in Reports: 03/29/2001  
Number of Days to Update: 29

Source: California Regional Water Quality Control Board North Coast (1)  
Telephone: 707-570-3769  
Last EDR Contact: 08/01/2011  
Next Scheduled EDR Contact: 11/14/2011  
Data Release Frequency: No Update Planned

## LUST: Geotracker's Leaking Underground Fuel Tank Report

Leaking Underground Storage Tank Incident Reports. LUST records contain an inventory of reported leaking underground storage tank incidents. Not all states maintain these records, and the information stored varies by state. For more information on a particular leaking underground storage tank sites, please contact the appropriate regulatory agency.

Date of Government Version: 11/10/2011  
Date Data Arrived at EDR: 11/10/2011  
Date Made Active in Reports: 12/13/2011  
Number of Days to Update: 33

Source: State Water Resources Control Board  
Telephone: see region list  
Last EDR Contact: 12/19/2011  
Next Scheduled EDR Contact: 04/02/2012  
Data Release Frequency: Quarterly

## LUST REG 8: Leaking Underground Storage Tanks

California Regional Water Quality Control Board Santa Ana Region (8). For more current information, please refer to the State Water Resources Control Board's LUST database.

# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

Date of Government Version: 02/14/2005  
Date Data Arrived at EDR: 02/15/2005  
Date Made Active in Reports: 03/28/2005  
Number of Days to Update: 41

Source: California Regional Water Quality Control Board Santa Ana Region (8)  
Telephone: 909-782-4496  
Last EDR Contact: 08/15/2011  
Next Scheduled EDR Contact: 11/28/2011  
Data Release Frequency: Varies

## SLIC: Statewide SLIC Cases

The SLIC (Spills, Leaks, Investigations and Cleanup) program is designed to protect and restore water quality from spills, leaks, and similar discharges.

Date of Government Version: 11/10/2011  
Date Data Arrived at EDR: 11/10/2011  
Date Made Active in Reports: 12/13/2011  
Number of Days to Update: 33

Source: State Water Resources Control Board  
Telephone: 866-480-1028  
Last EDR Contact: 12/19/2011  
Next Scheduled EDR Contact: 04/02/2012  
Data Release Frequency: Varies

## SLIC REG 1: Active Toxic Site Investigations

The SLIC (Spills, Leaks, Investigations and Cleanup) program is designed to protect and restore water quality from spills, leaks, and similar discharges.

Date of Government Version: 04/03/2003  
Date Data Arrived at EDR: 04/07/2003  
Date Made Active in Reports: 04/25/2003  
Number of Days to Update: 18

Source: California Regional Water Quality Control Board, North Coast Region (1)  
Telephone: 707-576-2220  
Last EDR Contact: 08/01/2011  
Next Scheduled EDR Contact: 11/14/2011  
Data Release Frequency: No Update Planned

## SLIC REG 2: Spills, Leaks, Investigation & Cleanup Cost Recovery Listing

The SLIC (Spills, Leaks, Investigations and Cleanup) program is designed to protect and restore water quality from spills, leaks, and similar discharges.

Date of Government Version: 09/30/2004  
Date Data Arrived at EDR: 10/20/2004  
Date Made Active in Reports: 11/19/2004  
Number of Days to Update: 30

Source: Regional Water Quality Control Board San Francisco Bay Region (2)  
Telephone: 510-286-0457  
Last EDR Contact: 09/19/2011  
Next Scheduled EDR Contact: 01/02/2012  
Data Release Frequency: Quarterly

## SLIC REG 3: Spills, Leaks, Investigation & Cleanup Cost Recovery Listing

The SLIC (Spills, Leaks, Investigations and Cleanup) program is designed to protect and restore water quality from spills, leaks, and similar discharges.

Date of Government Version: 05/18/2006  
Date Data Arrived at EDR: 05/18/2006  
Date Made Active in Reports: 06/15/2006  
Number of Days to Update: 28

Source: California Regional Water Quality Control Board Central Coast Region (3)  
Telephone: 805-549-3147  
Last EDR Contact: 07/18/2011  
Next Scheduled EDR Contact: 10/31/2011  
Data Release Frequency: Semi-Annually

## SLIC REG 4: Spills, Leaks, Investigation & Cleanup Cost Recovery Listing

The SLIC (Spills, Leaks, Investigations and Cleanup) program is designed to protect and restore water quality from spills, leaks, and similar discharges.

Date of Government Version: 11/17/2004  
Date Data Arrived at EDR: 11/18/2004  
Date Made Active in Reports: 01/04/2005  
Number of Days to Update: 47

Source: Region Water Quality Control Board Los Angeles Region (4)  
Telephone: 213-576-6600  
Last EDR Contact: 07/01/2011  
Next Scheduled EDR Contact: 10/17/2011  
Data Release Frequency: Varies

## SLIC REG 5: Spills, Leaks, Investigation & Cleanup Cost Recovery Listing

The SLIC (Spills, Leaks, Investigations and Cleanup) program is designed to protect and restore water quality from spills, leaks, and similar discharges.

## GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

Date of Government Version: 04/01/2005  
Date Data Arrived at EDR: 04/05/2005  
Date Made Active in Reports: 04/21/2005  
Number of Days to Update: 16

Source: Regional Water Quality Control Board Central Valley Region (5)  
Telephone: 916-464-3291  
Last EDR Contact: 09/12/2011  
Next Scheduled EDR Contact: 12/26/2011  
Data Release Frequency: Semi-Annually

### SLIC REG 6V: Spills, Leaks, Investigation & Cleanup Cost Recovery Listing

The SLIC (Spills, Leaks, Investigations and Cleanup) program is designed to protect and restore water quality from spills, leaks, and similar discharges.

Date of Government Version: 05/24/2005  
Date Data Arrived at EDR: 05/25/2005  
Date Made Active in Reports: 06/16/2005  
Number of Days to Update: 22

Source: Regional Water Quality Control Board, Victorville Branch  
Telephone: 619-241-6583  
Last EDR Contact: 08/15/2011  
Next Scheduled EDR Contact: 11/28/2011  
Data Release Frequency: Semi-Annually

### SLIC REG 6L: SLIC Sites

The SLIC (Spills, Leaks, Investigations and Cleanup) program is designed to protect and restore water quality from spills, leaks, and similar discharges.

Date of Government Version: 09/07/2004  
Date Data Arrived at EDR: 09/07/2004  
Date Made Active in Reports: 10/12/2004  
Number of Days to Update: 35

Source: California Regional Water Quality Control Board, Lahontan Region  
Telephone: 530-542-5574  
Last EDR Contact: 08/15/2011  
Next Scheduled EDR Contact: 11/28/2011  
Data Release Frequency: No Update Planned

### SLIC REG 7: SLIC List

The SLIC (Spills, Leaks, Investigations and Cleanup) program is designed to protect and restore water quality from spills, leaks, and similar discharges.

Date of Government Version: 11/24/2004  
Date Data Arrived at EDR: 11/29/2004  
Date Made Active in Reports: 01/04/2005  
Number of Days to Update: 36

Source: California Regional Quality Control Board, Colorado River Basin Region  
Telephone: 760-346-7491  
Last EDR Contact: 08/01/2011  
Next Scheduled EDR Contact: 11/14/2011  
Data Release Frequency: No Update Planned

### SLIC REG 8: Spills, Leaks, Investigation & Cleanup Cost Recovery Listing

The SLIC (Spills, Leaks, Investigations and Cleanup) program is designed to protect and restore water quality from spills, leaks, and similar discharges.

Date of Government Version: 04/03/2008  
Date Data Arrived at EDR: 04/03/2008  
Date Made Active in Reports: 04/14/2008  
Number of Days to Update: 11

Source: California Region Water Quality Control Board Santa Ana Region (8)  
Telephone: 951-782-3298  
Last EDR Contact: 09/12/2011  
Next Scheduled EDR Contact: 12/26/2011  
Data Release Frequency: Semi-Annually

### SLIC REG 9: Spills, Leaks, Investigation & Cleanup Cost Recovery Listing

The SLIC (Spills, Leaks, Investigations and Cleanup) program is designed to protect and restore water quality from spills, leaks, and similar discharges.

Date of Government Version: 09/10/2007  
Date Data Arrived at EDR: 09/11/2007  
Date Made Active in Reports: 09/28/2007  
Number of Days to Update: 17

Source: California Regional Water Quality Control Board San Diego Region (9)  
Telephone: 858-467-2980  
Last EDR Contact: 08/08/2011  
Next Scheduled EDR Contact: 11/21/2011  
Data Release Frequency: Annually

### INDIAN LUST R10: Leaking Underground Storage Tanks on Indian Land

LUSTs on Indian land in Alaska, Idaho, Oregon and Washington.

## GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

Date of Government Version: 11/02/2011  
Date Data Arrived at EDR: 11/04/2011  
Date Made Active in Reports: 11/11/2011  
Number of Days to Update: 7

Source: EPA Region 10  
Telephone: 206-553-2857  
Last EDR Contact: 10/31/2011  
Next Scheduled EDR Contact: 02/13/2012  
Data Release Frequency: Quarterly

INDIAN LUST R1: Leaking Underground Storage Tanks on Indian Land  
A listing of leaking underground storage tank locations on Indian Land.

Date of Government Version: 10/01/2011  
Date Data Arrived at EDR: 11/01/2011  
Date Made Active in Reports: 11/11/2011  
Number of Days to Update: 10

Source: EPA Region 1  
Telephone: 617-918-1313  
Last EDR Contact: 11/01/2011  
Next Scheduled EDR Contact: 02/13/2012  
Data Release Frequency: Varies

INDIAN LUST R8: Leaking Underground Storage Tanks on Indian Land  
LUSTs on Indian land in Colorado, Montana, North Dakota, South Dakota, Utah and Wyoming.

Date of Government Version: 08/18/2011  
Date Data Arrived at EDR: 08/19/2011  
Date Made Active in Reports: 09/13/2011  
Number of Days to Update: 25

Source: EPA Region 8  
Telephone: 303-312-6271  
Last EDR Contact: 10/31/2011  
Next Scheduled EDR Contact: 02/13/2012  
Data Release Frequency: Quarterly

INDIAN LUST R6: Leaking Underground Storage Tanks on Indian Land  
LUSTs on Indian land in New Mexico and Oklahoma.

Date of Government Version: 09/12/2011  
Date Data Arrived at EDR: 09/13/2011  
Date Made Active in Reports: 11/11/2011  
Number of Days to Update: 59

Source: EPA Region 6  
Telephone: 214-665-6597  
Last EDR Contact: 10/31/2011  
Next Scheduled EDR Contact: 02/13/2012  
Data Release Frequency: Varies

INDIAN LUST R4: Leaking Underground Storage Tanks on Indian Land  
LUSTs on Indian land in Florida, Mississippi and North Carolina.

Date of Government Version: 08/11/2011  
Date Data Arrived at EDR: 08/12/2011  
Date Made Active in Reports: 09/13/2011  
Number of Days to Update: 32

Source: EPA Region 4  
Telephone: 404-562-8677  
Last EDR Contact: 10/31/2011  
Next Scheduled EDR Contact: 02/13/2012  
Data Release Frequency: Semi-Annually

INDIAN LUST R9: Leaking Underground Storage Tanks on Indian Land  
LUSTs on Indian land in Arizona, California, New Mexico and Nevada

Date of Government Version: 01/31/2011  
Date Data Arrived at EDR: 02/01/2011  
Date Made Active in Reports: 03/21/2011  
Number of Days to Update: 48

Source: Environmental Protection Agency  
Telephone: 415-972-3372  
Last EDR Contact: 10/31/2011  
Next Scheduled EDR Contact: 02/13/2012  
Data Release Frequency: Quarterly

INDIAN LUST R7: Leaking Underground Storage Tanks on Indian Land  
LUSTs on Indian land in Iowa, Kansas, and Nebraska

Date of Government Version: 02/16/2011  
Date Data Arrived at EDR: 06/02/2011  
Date Made Active in Reports: 09/13/2011  
Number of Days to Update: 103

Source: EPA Region 7  
Telephone: 913-551-7003  
Last EDR Contact: 10/31/2011  
Next Scheduled EDR Contact: 02/13/2012  
Data Release Frequency: Varies

***State and tribal registered storage tank lists***

# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

## UST: Active UST Facilities

Active UST facilities gathered from the local regulatory agencies

Date of Government Version: 11/10/2011	Source: SWRCB
Date Data Arrived at EDR: 11/10/2011	Telephone: 916-480-1028
Date Made Active in Reports: 12/14/2011	Last EDR Contact: 12/19/2011
Number of Days to Update: 34	Next Scheduled EDR Contact: 04/02/2012
	Data Release Frequency: Semi-Annually

## AST: Aboveground Petroleum Storage Tank Facilities

Registered Aboveground Storage Tanks.

Date of Government Version: 08/01/2009	Source: State Water Resources Control Board
Date Data Arrived at EDR: 09/10/2009	Telephone: 916-341-5712
Date Made Active in Reports: 10/01/2009	Last EDR Contact: 10/11/2011
Number of Days to Update: 21	Next Scheduled EDR Contact: 01/23/2012
	Data Release Frequency: Quarterly

## INDIAN UST R10: Underground Storage Tanks on Indian Land

The Indian Underground Storage Tank (UST) database provides information about underground storage tanks on Indian land in EPA Region 10 (Alaska, Idaho, Oregon, Washington, and Tribal Nations).

Date of Government Version: 11/02/2011	Source: EPA Region 10
Date Data Arrived at EDR: 11/04/2011	Telephone: 206-553-2857
Date Made Active in Reports: 11/11/2011	Last EDR Contact: 10/31/2011
Number of Days to Update: 7	Next Scheduled EDR Contact: 02/13/2012
	Data Release Frequency: Quarterly

## INDIAN UST R9: Underground Storage Tanks on Indian Land

The Indian Underground Storage Tank (UST) database provides information about underground storage tanks on Indian land in EPA Region 9 (Arizona, California, Hawaii, Nevada, the Pacific Islands, and Tribal Nations).

Date of Government Version: 08/04/2011	Source: EPA Region 9
Date Data Arrived at EDR: 08/05/2011	Telephone: 415-972-3368
Date Made Active in Reports: 09/13/2011	Last EDR Contact: 10/31/2011
Number of Days to Update: 39	Next Scheduled EDR Contact: 02/13/2012
	Data Release Frequency: Quarterly

## INDIAN UST R8: Underground Storage Tanks on Indian Land

The Indian Underground Storage Tank (UST) database provides information about underground storage tanks on Indian land in EPA Region 8 (Colorado, Montana, North Dakota, South Dakota, Utah, Wyoming and 27 Tribal Nations).

Date of Government Version: 08/18/2011	Source: EPA Region 8
Date Data Arrived at EDR: 08/19/2011	Telephone: 303-312-6137
Date Made Active in Reports: 09/13/2011	Last EDR Contact: 10/31/2011
Number of Days to Update: 25	Next Scheduled EDR Contact: 02/13/2012
	Data Release Frequency: Quarterly

## INDIAN UST R7: Underground Storage Tanks on Indian Land

The Indian Underground Storage Tank (UST) database provides information about underground storage tanks on Indian land in EPA Region 7 (Iowa, Kansas, Missouri, Nebraska, and 9 Tribal Nations).

Date of Government Version: 04/01/2011	Source: EPA Region 7
Date Data Arrived at EDR: 06/01/2011	Telephone: 913-551-7003
Date Made Active in Reports: 06/14/2011	Last EDR Contact: 10/31/2011
Number of Days to Update: 13	Next Scheduled EDR Contact: 02/13/2012
	Data Release Frequency: Varies

## INDIAN UST R6: Underground Storage Tanks on Indian Land

The Indian Underground Storage Tank (UST) database provides information about underground storage tanks on Indian land in EPA Region 6 (Louisiana, Arkansas, Oklahoma, New Mexico, Texas and 65 Tribes).

## GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

Date of Government Version: 05/10/2011  
Date Data Arrived at EDR: 05/11/2011  
Date Made Active in Reports: 06/14/2011  
Number of Days to Update: 34

Source: EPA Region 6  
Telephone: 214-665-7591  
Last EDR Contact: 10/31/2011  
Next Scheduled EDR Contact: 02/13/2012  
Data Release Frequency: Semi-Annually

### INDIAN UST R5: Underground Storage Tanks on Indian Land

The Indian Underground Storage Tank (UST) database provides information about underground storage tanks on Indian land in EPA Region 5 (Michigan, Minnesota and Wisconsin and Tribal Nations).

Date of Government Version: 07/01/2011  
Date Data Arrived at EDR: 08/26/2011  
Date Made Active in Reports: 09/13/2011  
Number of Days to Update: 18

Source: EPA Region 5  
Telephone: 312-886-6136  
Last EDR Contact: 10/31/2011  
Next Scheduled EDR Contact: 02/13/2012  
Data Release Frequency: Varies

### INDIAN UST R4: Underground Storage Tanks on Indian Land

The Indian Underground Storage Tank (UST) database provides information about underground storage tanks on Indian land in EPA Region 4 (Alabama, Florida, Georgia, Kentucky, Mississippi, North Carolina, South Carolina, Tennessee and Tribal Nations)

Date of Government Version: 08/11/2011  
Date Data Arrived at EDR: 08/12/2011  
Date Made Active in Reports: 09/13/2011  
Number of Days to Update: 32

Source: EPA Region 4  
Telephone: 404-562-9424  
Last EDR Contact: 10/31/2011  
Next Scheduled EDR Contact: 02/13/2012  
Data Release Frequency: Semi-Annually

### INDIAN UST R1: Underground Storage Tanks on Indian Land

The Indian Underground Storage Tank (UST) database provides information about underground storage tanks on Indian land in EPA Region 1 (Connecticut, Maine, Massachusetts, New Hampshire, Rhode Island, Vermont and ten Tribal Nations).

Date of Government Version: 10/01/2011  
Date Data Arrived at EDR: 11/01/2011  
Date Made Active in Reports: 11/11/2011  
Number of Days to Update: 10

Source: EPA, Region 1  
Telephone: 617-918-1313  
Last EDR Contact: 10/31/2011  
Next Scheduled EDR Contact: 02/13/2012  
Data Release Frequency: Varies

### FEMA UST: Underground Storage Tank Listing

A listing of all FEMA owned underground storage tanks.

Date of Government Version: 01/01/2010  
Date Data Arrived at EDR: 02/16/2010  
Date Made Active in Reports: 04/12/2010  
Number of Days to Update: 55

Source: FEMA  
Telephone: 202-646-5797  
Last EDR Contact: 10/17/2011  
Next Scheduled EDR Contact: 01/30/2012  
Data Release Frequency: Varies

### **State and tribal voluntary cleanup sites**

#### INDIAN VCP R7: Voluntary Cleanup Priority Listing

A listing of voluntary cleanup priority sites located on Indian Land located in Region 7.

Date of Government Version: 03/20/2008  
Date Data Arrived at EDR: 04/22/2008  
Date Made Active in Reports: 05/19/2008  
Number of Days to Update: 27

Source: EPA, Region 7  
Telephone: 913-551-7365  
Last EDR Contact: 04/20/2009  
Next Scheduled EDR Contact: 07/20/2009  
Data Release Frequency: Varies

#### VCP: Voluntary Cleanup Program Properties

Contains low threat level properties with either confirmed or unconfirmed releases and the project proponents have request that DTSC oversee investigation and/or cleanup activities and have agreed to provide coverage for DTSC's costs.

# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

Date of Government Version: 11/07/2011  
Date Data Arrived at EDR: 11/08/2011  
Date Made Active in Reports: 12/13/2011  
Number of Days to Update: 35

Source: Department of Toxic Substances Control  
Telephone: 916-323-3400  
Last EDR Contact: 12/14/2011  
Next Scheduled EDR Contact: 02/20/2012  
Data Release Frequency: Quarterly

## INDIAN VCP R1: Voluntary Cleanup Priority Listing

A listing of voluntary cleanup priority sites located on Indian Land located in Region 1.

Date of Government Version: 08/04/2011  
Date Data Arrived at EDR: 10/04/2011  
Date Made Active in Reports: 11/11/2011  
Number of Days to Update: 38

Source: EPA, Region 1  
Telephone: 617-918-1102  
Last EDR Contact: 10/04/2011  
Next Scheduled EDR Contact: 01/16/2012  
Data Release Frequency: Varies

## ADDITIONAL ENVIRONMENTAL RECORDS

### **Local Brownfield lists**

#### US BROWNFIELDS: A Listing of Brownfields Sites

Included in the listing are brownfields properties addresses by Cooperative Agreement Recipients and brownfields properties addressed by Targeted Brownfields Assessments. Targeted Brownfields Assessments-EPA's Targeted Brownfields Assessments (TBA) program is designed to help states, tribes, and municipalities--especially those without EPA Brownfields Assessment Demonstration Pilots--minimize the uncertainties of contamination often associated with brownfields. Under the TBA program, EPA provides funding and/or technical assistance for environmental assessments at brownfields sites throughout the country. Targeted Brownfields Assessments supplement and work with other efforts under EPA's Brownfields Initiative to promote cleanup and redevelopment of brownfields. Cooperative Agreement Recipients--States, political subdivisions, territories, and Indian tribes become Brownfields Cleanup Revolving Loan Fund (BCRLF) cooperative agreement recipients when they enter into BCRLF cooperative agreements with the U.S. EPA. EPA selects BCRLF cooperative agreement recipients based on a proposal and application process. BCRLF cooperative agreement recipients must use EPA funds provided through BCRLF cooperative agreement for specified brownfields-related cleanup activities.

Date of Government Version: 06/27/2011  
Date Data Arrived at EDR: 06/27/2011  
Date Made Active in Reports: 09/13/2011  
Number of Days to Update: 78

Source: Environmental Protection Agency  
Telephone: 202-566-2777  
Last EDR Contact: 12/27/2011  
Next Scheduled EDR Contact: 04/09/2012  
Data Release Frequency: Semi-Annually

### **Local Lists of Landfill / Solid Waste Disposal Sites**

#### ODI: Open Dump Inventory

An open dump is defined as a disposal facility that does not comply with one or more of the Part 257 or Part 258 Subtitle D Criteria.

Date of Government Version: 06/30/1985  
Date Data Arrived at EDR: 08/09/2004  
Date Made Active in Reports: 09/17/2004  
Number of Days to Update: 39

Source: Environmental Protection Agency  
Telephone: 800-424-9346  
Last EDR Contact: 06/09/2004  
Next Scheduled EDR Contact: N/A  
Data Release Frequency: No Update Planned

#### DEBRIS REGION 9: Torres Martinez Reservation Illegal Dump Site Locations

A listing of illegal dump sites location on the Torres Martinez Indian Reservation located in eastern Riverside County and northern Imperial County, California.

Date of Government Version: 01/12/2009  
Date Data Arrived at EDR: 05/07/2009  
Date Made Active in Reports: 09/21/2009  
Number of Days to Update: 137

Source: EPA, Region 9  
Telephone: 415-947-4219  
Last EDR Contact: 12/21/2011  
Next Scheduled EDR Contact: 04/09/2012  
Data Release Frequency: No Update Planned



# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

## WMUDS/SWAT: Waste Management Unit Database

Waste Management Unit Database System. WMUDS is used by the State Water Resources Control Board staff and the Regional Water Quality Control Boards for program tracking and inventory of waste management units. WMUDS is composed of the following databases: Facility Information, Scheduled Inspections Information, Waste Management Unit Information, SWAT Program Information, SWAT Report Summary Information, SWAT Report Summary Data, Chapter 15 (formerly Subchapter 15) Information, Chapter 15 Monitoring Parameters, TPCA Program Information, RCRA Program Information, Closure Information, and Interested Parties Information.

Date of Government Version: 04/01/2000	Source: State Water Resources Control Board
Date Data Arrived at EDR: 04/10/2000	Telephone: 916-227-4448
Date Made Active in Reports: 05/10/2000	Last EDR Contact: 11/14/2011
Number of Days to Update: 30	Next Scheduled EDR Contact: 02/27/2012
	Data Release Frequency: No Update Planned

## SWRCY: Recycler Database

A listing of recycling facilities in California.

Date of Government Version: 09/08/2011	Source: Department of Conservation
Date Data Arrived at EDR: 09/20/2011	Telephone: 916-323-3836
Date Made Active in Reports: 10/24/2011	Last EDR Contact: 12/19/2011
Number of Days to Update: 34	Next Scheduled EDR Contact: 04/02/2012
	Data Release Frequency: Quarterly

## HAULERS: Registered Waste Tire Haulers Listing

A listing of registered waste tire haulers.

Date of Government Version: 09/14/2011	Source: Integrated Waste Management Board
Date Data Arrived at EDR: 09/15/2011	Telephone: 916-341-6422
Date Made Active in Reports: 10/24/2011	Last EDR Contact: 12/27/2011
Number of Days to Update: 39	Next Scheduled EDR Contact: 03/05/2012
	Data Release Frequency: Varies

## INDIAN ODI: Report on the Status of Open Dumps on Indian Lands

Location of open dumps on Indian land.

Date of Government Version: 12/31/1998	Source: Environmental Protection Agency
Date Data Arrived at EDR: 12/03/2007	Telephone: 703-308-8245
Date Made Active in Reports: 01/24/2008	Last EDR Contact: 11/07/2011
Number of Days to Update: 52	Next Scheduled EDR Contact: 02/20/2012
	Data Release Frequency: Varies

## **Local Lists of Hazardous waste / Contaminated Sites**

### US CDL: Clandestine Drug Labs

A listing of clandestine drug lab locations. The U.S. Department of Justice ("the Department") provides this web site as a public service. It contains addresses of some locations where law enforcement agencies reported they found chemicals or other items that indicated the presence of either clandestine drug laboratories or dumpsites. In most cases, the source of the entries is not the Department, and the Department has not verified the entry and does not guarantee its accuracy. Members of the public must verify the accuracy of all entries by, for example, contacting local law enforcement and local health departments.

Date of Government Version: 06/08/2011	Source: Drug Enforcement Administration
Date Data Arrived at EDR: 09/16/2011	Telephone: 202-307-1000
Date Made Active in Reports: 09/29/2011	Last EDR Contact: 12/05/2011
Number of Days to Update: 13	Next Scheduled EDR Contact: 03/19/2012
	Data Release Frequency: Quarterly

### HIST CAL-SITES: Calsites Database

The Calsites database contains potential or confirmed hazardous substance release properties. In 1996, California EPA reevaluated and significantly reduced the number of sites in the Calsites database. No longer updated by the state agency. It has been replaced by ENVIROSTOR.

# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

Date of Government Version: 08/08/2005  
Date Data Arrived at EDR: 08/03/2006  
Date Made Active in Reports: 08/24/2006  
Number of Days to Update: 21

Source: Department of Toxic Substance Control  
Telephone: 916-323-3400  
Last EDR Contact: 02/23/2009  
Next Scheduled EDR Contact: 05/25/2009  
Data Release Frequency: No Update Planned

## SCH: School Property Evaluation Program

This category contains proposed and existing school sites that are being evaluated by DTSC for possible hazardous materials contamination. In some cases, these properties may be listed in the CalSites category depending on the level of threat to public health and safety or the environment they pose.

Date of Government Version: 11/07/2011  
Date Data Arrived at EDR: 11/08/2011  
Date Made Active in Reports: 12/13/2011  
Number of Days to Update: 35

Source: Department of Toxic Substances Control  
Telephone: 916-323-3400  
Last EDR Contact: 12/14/2011  
Next Scheduled EDR Contact: 02/20/2012  
Data Release Frequency: Quarterly

## TOXIC PITS: Toxic Pits Cleanup Act Sites

Toxic PITS Cleanup Act Sites. TOXIC PITS identifies sites suspected of containing hazardous substances where cleanup has not yet been completed.

Date of Government Version: 07/01/1995  
Date Data Arrived at EDR: 08/30/1995  
Date Made Active in Reports: 09/26/1995  
Number of Days to Update: 27

Source: State Water Resources Control Board  
Telephone: 916-227-4364  
Last EDR Contact: 01/26/2009  
Next Scheduled EDR Contact: 04/27/2009  
Data Release Frequency: No Update Planned

## CDL: Clandestine Drug Labs

A listing of drug lab locations. Listing of a location in this database does not indicate that any illegal drug lab materials were or were not present there, and does not constitute a determination that the location either requires or does not require additional cleanup work.

Date of Government Version: 06/30/2011  
Date Data Arrived at EDR: 08/11/2011  
Date Made Active in Reports: 09/09/2011  
Number of Days to Update: 29

Source: Department of Toxic Substances Control  
Telephone: 916-255-6504  
Last EDR Contact: 10/03/2011  
Next Scheduled EDR Contact: 01/16/2012  
Data Release Frequency: Varies

## US HIST CDL: National Clandestine Laboratory Register

A listing of clandestine drug lab locations. The U.S. Department of Justice ("the Department") provides this web site as a public service. It contains addresses of some locations where law enforcement agencies reported they found chemicals or other items that indicated the presence of either clandestine drug laboratories or dumpsites. In most cases, the source of the entries is not the Department, and the Department has not verified the entry and does not guarantee its accuracy. Members of the public must verify the accuracy of all entries by, for example, contacting local law enforcement and local health departments.

Date of Government Version: 09/01/2007  
Date Data Arrived at EDR: 11/19/2008  
Date Made Active in Reports: 03/30/2009  
Number of Days to Update: 131

Source: Drug Enforcement Administration  
Telephone: 202-307-1000  
Last EDR Contact: 03/23/2009  
Next Scheduled EDR Contact: 06/22/2009  
Data Release Frequency: No Update Planned

## **Local Lists of Registered Storage Tanks**

### CA FID UST: Facility Inventory Database

The Facility Inventory Database (FID) contains a historical listing of active and inactive underground storage tank locations from the State Water Resource Control Board. Refer to local/county source for current data.

Date of Government Version: 10/31/1994  
Date Data Arrived at EDR: 09/05/1995  
Date Made Active in Reports: 09/29/1995  
Number of Days to Update: 24

Source: California Environmental Protection Agency  
Telephone: 916-341-5851  
Last EDR Contact: 12/28/1998  
Next Scheduled EDR Contact: N/A  
Data Release Frequency: No Update Planned

# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

## UST MENDOCINO: Mendocino County UST Database

A listing of underground storage tank locations in Mendocino County.

Date of Government Version: 09/23/2009	Source: Department of Public Health
Date Data Arrived at EDR: 09/23/2009	Telephone: 707-463-4466
Date Made Active in Reports: 10/01/2009	Last EDR Contact: 12/05/2012
Number of Days to Update: 8	Next Scheduled EDR Contact: 03/19/2012
	Data Release Frequency: Annually

## HIST UST: Hazardous Substance Storage Container Database

The Hazardous Substance Storage Container Database is a historical listing of UST sites. Refer to local/county source for current data.

Date of Government Version: 10/15/1990	Source: State Water Resources Control Board
Date Data Arrived at EDR: 01/25/1991	Telephone: 916-341-5851
Date Made Active in Reports: 02/12/1991	Last EDR Contact: 07/26/2001
Number of Days to Update: 18	Next Scheduled EDR Contact: N/A
	Data Release Frequency: No Update Planned

## SWEEPS UST: SWEEPS UST Listing

Statewide Environmental Evaluation and Planning System. This underground storage tank listing was updated and maintained by a company contacted by the SWRCB in the early 1990's. The listing is no longer updated or maintained. The local agency is the contact for more information on a site on the SWEEPS list.

Date of Government Version: 06/01/1994	Source: State Water Resources Control Board
Date Data Arrived at EDR: 07/07/2005	Telephone: N/A
Date Made Active in Reports: 08/11/2005	Last EDR Contact: 06/03/2005
Number of Days to Update: 35	Next Scheduled EDR Contact: N/A
	Data Release Frequency: No Update Planned

## Local Land Records

### LIENS 2: CERCLA Lien Information

A Federal CERCLA ("Superfund") lien can exist by operation of law at any site or property at which EPA has spent Superfund monies. These monies are spent to investigate and address releases and threatened releases of contamination. CERCLIS provides information as to the identity of these sites and properties.

Date of Government Version: 09/09/2011	Source: Environmental Protection Agency
Date Data Arrived at EDR: 09/16/2011	Telephone: 202-564-6023
Date Made Active in Reports: 09/29/2011	Last EDR Contact: 10/31/2011
Number of Days to Update: 13	Next Scheduled EDR Contact: 02/13/2012
	Data Release Frequency: Varies

### LUCIS: Land Use Control Information System

LUCIS contains records of land use control information pertaining to the former Navy Base Realignment and Closure properties.

Date of Government Version: 12/09/2005	Source: Department of the Navy
Date Data Arrived at EDR: 12/11/2006	Telephone: 843-820-7326
Date Made Active in Reports: 01/11/2007	Last EDR Contact: 11/22/2011
Number of Days to Update: 31	Next Scheduled EDR Contact: 03/05/2012
	Data Release Frequency: Varies

### LIENS: Environmental Liens Listing

A listing of property locations with environmental liens for California where DTSC is a lien holder.

Date of Government Version: 09/19/2011	Source: Department of Toxic Substances Control
Date Data Arrived at EDR: 09/20/2011	Telephone: 916-323-3400
Date Made Active in Reports: 10/24/2011	Last EDR Contact: 12/09/2011
Number of Days to Update: 34	Next Scheduled EDR Contact: 03/26/2012
	Data Release Frequency: Varies

# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

## DEED: Deed Restriction Listing

Site Mitigation and Brownfields Reuse Program Facility Sites with Deed Restrictions & Hazardous Waste Management Program Facility Sites with Deed / Land Use Restriction. The DTSC Site Mitigation and Brownfields Reuse Program (SMBRP) list includes sites cleaned up under the program's oversight and generally does not include current or former hazardous waste facilities that required a hazardous waste facility permit. The list represents deed restrictions that are active. Some sites have multiple deed restrictions. The DTSC Hazardous Waste Management Program (HWMP) has developed a list of current or former hazardous waste facilities that have a recorded land use restriction at the local county recorder's office. The land use restrictions on this list were required by the DTSC HWMP as a result of the presence of hazardous substances that remain on site after the facility (or part of the facility) has been closed or cleaned up. The types of land use restriction include deed notice, deed restriction, or a land use restriction that binds current and future owners.

Date of Government Version: 09/12/2011	Source: Department of Toxic Substances Control
Date Data Arrived at EDR: 09/13/2011	Telephone: 916-323-3400
Date Made Active in Reports: 10/07/2011	Last EDR Contact: 12/13/2011
Number of Days to Update: 24	Next Scheduled EDR Contact: 03/26/2012
	Data Release Frequency: Semi-Annually

## **Records of Emergency Release Reports**

### HMIRS: Hazardous Materials Information Reporting System

Hazardous Materials Incident Report System. HMIRS contains hazardous material spill incidents reported to DOT.

Date of Government Version: 10/04/2011	Source: U.S. Department of Transportation
Date Data Arrived at EDR: 10/04/2011	Telephone: 202-366-4555
Date Made Active in Reports: 11/11/2011	Last EDR Contact: 10/04/2011
Number of Days to Update: 38	Next Scheduled EDR Contact: 01/16/2012
	Data Release Frequency: Annually

### CHMIRS: California Hazardous Material Incident Report System

California Hazardous Material Incident Reporting System. CHMIRS contains information on reported hazardous material incidents (accidental releases or spills).

Date of Government Version: 12/31/2010	Source: Office of Emergency Services
Date Data Arrived at EDR: 05/03/2011	Telephone: 916-845-8400
Date Made Active in Reports: 06/15/2011	Last EDR Contact: 10/31/2011
Number of Days to Update: 43	Next Scheduled EDR Contact: 02/13/2012
	Data Release Frequency: Varies

### LDS: Land Disposal Sites Listing

The Land Disposal program regulates of waste discharge to land for treatment, storage and disposal in waste management units.

Date of Government Version: 11/10/2011	Source: State Water Quality Control Board
Date Data Arrived at EDR: 11/10/2011	Telephone: 866-480-1028
Date Made Active in Reports: 12/13/2011	Last EDR Contact: 12/19/2011
Number of Days to Update: 33	Next Scheduled EDR Contact: 04/02/2012
	Data Release Frequency: Quarterly

### MCS: Military Cleanup Sites Listing

The State Water Resources Control Board and nine Regional Water Quality Control Boards partner with the Department of Defense (DoD) through the Defense and State Memorandum of Agreement (DSMOA) to oversee the investigation and remediation of water quality issues at military facilities.

Date of Government Version: 11/10/2011	Source: State Water Resources Control Board
Date Data Arrived at EDR: 11/10/2011	Telephone: 866-480-1028
Date Made Active in Reports: 12/13/2011	Last EDR Contact: 12/19/2011
Number of Days to Update: 33	Next Scheduled EDR Contact: 04/02/2012
	Data Release Frequency: Quarterly

## **Other Ascertainable Records**

# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

## RCRA-NonGen: RCRA - Non Generators

RCRAInfo is EPA's comprehensive information system, providing access to data supporting the Resource Conservation and Recovery Act (RCRA) of 1976 and the Hazardous and Solid Waste Amendments (HSWA) of 1984. The database includes selective information on sites which generate, transport, store, treat and/or dispose of hazardous waste as defined by the Resource Conservation and Recovery Act (RCRA). Non-Generators do not presently generate hazardous waste.

Date of Government Version: 06/15/2011	Source: Environmental Protection Agency
Date Data Arrived at EDR: 07/07/2011	Telephone: (415) 495-8895
Date Made Active in Reports: 08/08/2011	Last EDR Contact: 10/05/2011
Number of Days to Update: 32	Next Scheduled EDR Contact: 01/16/2012
	Data Release Frequency: Varies

## DOT OPS: Incident and Accident Data

Department of Transportation, Office of Pipeline Safety Incident and Accident data.

Date of Government Version: 07/29/2011	Source: Department of Transportation, Office of Pipeline Safety
Date Data Arrived at EDR: 08/09/2011	Telephone: 202-366-4595
Date Made Active in Reports: 11/11/2011	Last EDR Contact: 11/08/2011
Number of Days to Update: 94	Next Scheduled EDR Contact: 02/20/2012
	Data Release Frequency: Varies

## DOD: Department of Defense Sites

This data set consists of federally owned or administered lands, administered by the Department of Defense, that have any area equal to or greater than 640 acres of the United States, Puerto Rico, and the U.S. Virgin Islands.

Date of Government Version: 12/31/2005	Source: USGS
Date Data Arrived at EDR: 11/10/2006	Telephone: 888-275-8747
Date Made Active in Reports: 01/11/2007	Last EDR Contact: 10/20/2011
Number of Days to Update: 62	Next Scheduled EDR Contact: 01/30/2012
	Data Release Frequency: Semi-Annually

## FUDS: Formerly Used Defense Sites

The listing includes locations of Formerly Used Defense Sites properties where the US Army Corps of Engineers is actively working or will take necessary cleanup actions.

Date of Government Version: 12/31/2009	Source: U.S. Army Corps of Engineers
Date Data Arrived at EDR: 08/12/2010	Telephone: 202-528-4285
Date Made Active in Reports: 12/02/2010	Last EDR Contact: 12/09/2011
Number of Days to Update: 112	Next Scheduled EDR Contact: 03/26/2012
	Data Release Frequency: Varies

## CONSENT: Superfund (CERCLA) Consent Decrees

Major legal settlements that establish responsibility and standards for cleanup at NPL (Superfund) sites. Released periodically by United States District Courts after settlement by parties to litigation matters.

Date of Government Version: 06/01/2011	Source: Department of Justice, Consent Decree Library
Date Data Arrived at EDR: 08/19/2011	Telephone: Varies
Date Made Active in Reports: 09/29/2011	Last EDR Contact: 12/27/2011
Number of Days to Update: 41	Next Scheduled EDR Contact: 04/16/2012
	Data Release Frequency: Varies

## ROD: Records Of Decision

Record of Decision. ROD documents mandate a permanent remedy at an NPL (Superfund) site containing technical and health information to aid in the cleanup.

Date of Government Version: 07/31/2011	Source: EPA
Date Data Arrived at EDR: 09/14/2011	Telephone: 703-416-0223
Date Made Active in Reports: 09/29/2011	Last EDR Contact: 12/14/2011
Number of Days to Update: 15	Next Scheduled EDR Contact: 03/26/2012
	Data Release Frequency: Annually

# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

## UMTRA: Uranium Mill Tailings Sites

Uranium ore was mined by private companies for federal government use in national defense programs. When the mills shut down, large piles of the sand-like material (mill tailings) remain after uranium has been extracted from the ore. Levels of human exposure to radioactive materials from the piles are low; however, in some cases tailings were used as construction materials before the potential health hazards of the tailings were recognized.

Date of Government Version: 09/14/2010	Source: Department of Energy
Date Data Arrived at EDR: 10/21/2010	Telephone: 505-845-0011
Date Made Active in Reports: 01/28/2011	Last EDR Contact: 11/29/2011
Number of Days to Update: 99	Next Scheduled EDR Contact: 03/12/2012
	Data Release Frequency: Varies

## MINES: Mines Master Index File

Contains all mine identification numbers issued for mines active or opened since 1971. The data also includes violation information.

Date of Government Version: 08/18/2011	Source: Department of Labor, Mine Safety and Health Administration
Date Data Arrived at EDR: 09/08/2011	Telephone: 303-231-5959
Date Made Active in Reports: 09/29/2011	Last EDR Contact: 12/07/2011
Number of Days to Update: 21	Next Scheduled EDR Contact: 03/19/2012
	Data Release Frequency: Semi-Annually

## TRIS: Toxic Chemical Release Inventory System

Toxic Release Inventory System. TRIS identifies facilities which release toxic chemicals to the air, water and land in reportable quantities under SARA Title III Section 313.

Date of Government Version: 12/31/2009	Source: EPA
Date Data Arrived at EDR: 12/17/2010	Telephone: 202-566-0250
Date Made Active in Reports: 03/21/2011	Last EDR Contact: 12/02/2011
Number of Days to Update: 94	Next Scheduled EDR Contact: 03/12/2012
	Data Release Frequency: Annually

## TSCA: Toxic Substances Control Act

Toxic Substances Control Act. TSCA identifies manufacturers and importers of chemical substances included on the TSCA Chemical Substance Inventory list. It includes data on the production volume of these substances by plant site.

Date of Government Version: 12/31/2006	Source: EPA
Date Data Arrived at EDR: 09/29/2010	Telephone: 202-260-5521
Date Made Active in Reports: 12/02/2010	Last EDR Contact: 12/27/2011
Number of Days to Update: 64	Next Scheduled EDR Contact: 04/09/2012
	Data Release Frequency: Every 4 Years

## FTTS: FIFRA/ TSCA Tracking System - FIFRA (Federal Insecticide, Fungicide, & Rodenticide Act)/TSCA (Toxic Substances Control Act)

FTTS tracks administrative cases and pesticide enforcement actions and compliance activities related to FIFRA, TSCA and EPCRA (Emergency Planning and Community Right-to-Know Act). To maintain currency, EDR contacts the Agency on a quarterly basis.

Date of Government Version: 04/09/2009	Source: EPA/Office of Prevention, Pesticides and Toxic Substances
Date Data Arrived at EDR: 04/16/2009	Telephone: 202-566-1667
Date Made Active in Reports: 05/11/2009	Last EDR Contact: 11/28/2011
Number of Days to Update: 25	Next Scheduled EDR Contact: 03/12/2012
	Data Release Frequency: Quarterly

## FTTS INSP: FIFRA/ TSCA Tracking System - FIFRA (Federal Insecticide, Fungicide, & Rodenticide Act)/TSCA (Toxic Substances Control Act)

A listing of FIFRA/TSCA Tracking System (FTTS) inspections and enforcements.

Date of Government Version: 04/09/2009	Source: EPA
Date Data Arrived at EDR: 04/16/2009	Telephone: 202-566-1667
Date Made Active in Reports: 05/11/2009	Last EDR Contact: 11/28/2011
Number of Days to Update: 25	Next Scheduled EDR Contact: 03/12/2012
	Data Release Frequency: Quarterly

# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

## HIST FTTS: FIFRA/TSCA Tracking System Administrative Case Listing

A complete administrative case listing from the FIFRA/TSCA Tracking System (FTTS) for all ten EPA regions. The information was obtained from the National Compliance Database (NCDB). NCDB supports the implementation of FIFRA (Federal Insecticide, Fungicide, and Rodenticide Act) and TSCA (Toxic Substances Control Act). Some EPA regions are now closing out records. Because of that, and the fact that some EPA regions are not providing EPA Headquarters with updated records, it was decided to create a HIST FTTS database. It included records that may not be included in the newer FTTS database updates. This database is no longer updated.

Date of Government Version: 10/19/2006	Source: Environmental Protection Agency
Date Data Arrived at EDR: 03/01/2007	Telephone: 202-564-2501
Date Made Active in Reports: 04/10/2007	Last EDR Contact: 12/17/2007
Number of Days to Update: 40	Next Scheduled EDR Contact: 03/17/2008
	Data Release Frequency: No Update Planned

## HIST FTTS INSP: FIFRA/TSCA Tracking System Inspection & Enforcement Case Listing

A complete inspection and enforcement case listing from the FIFRA/TSCA Tracking System (FTTS) for all ten EPA regions. The information was obtained from the National Compliance Database (NCDB). NCDB supports the implementation of FIFRA (Federal Insecticide, Fungicide, and Rodenticide Act) and TSCA (Toxic Substances Control Act). Some EPA regions are now closing out records. Because of that, and the fact that some EPA regions are not providing EPA Headquarters with updated records, it was decided to create a HIST FTTS database. It included records that may not be included in the newer FTTS database updates. This database is no longer updated.

Date of Government Version: 10/19/2006	Source: Environmental Protection Agency
Date Data Arrived at EDR: 03/01/2007	Telephone: 202-564-2501
Date Made Active in Reports: 04/10/2007	Last EDR Contact: 12/17/2008
Number of Days to Update: 40	Next Scheduled EDR Contact: 03/17/2008
	Data Release Frequency: No Update Planned

## SSTS: Section 7 Tracking Systems

Section 7 of the Federal Insecticide, Fungicide and Rodenticide Act, as amended (92 Stat. 829) requires all registered pesticide-producing establishments to submit a report to the Environmental Protection Agency by March 1st each year. Each establishment must report the types and amounts of pesticides, active ingredients and devices being produced, and those having been produced and sold or distributed in the past year.

Date of Government Version: 12/31/2009	Source: EPA
Date Data Arrived at EDR: 12/10/2010	Telephone: 202-564-4203
Date Made Active in Reports: 02/25/2011	Last EDR Contact: 10/31/2011
Number of Days to Update: 77	Next Scheduled EDR Contact: 02/13/2012
	Data Release Frequency: Annually

## ICIS: Integrated Compliance Information System

The Integrated Compliance Information System (ICIS) supports the information needs of the national enforcement and compliance program as well as the unique needs of the National Pollutant Discharge Elimination System (NPDES) program.

Date of Government Version: 01/07/2011	Source: Environmental Protection Agency
Date Data Arrived at EDR: 01/21/2011	Telephone: 202-564-5088
Date Made Active in Reports: 03/21/2011	Last EDR Contact: 12/21/2011
Number of Days to Update: 59	Next Scheduled EDR Contact: 04/09/2012
	Data Release Frequency: Quarterly

## PADS: PCB Activity Database System

PCB Activity Database. PADS Identifies generators, transporters, commercial storers and/or brokers and disposers of PCB's who are required to notify the EPA of such activities.

Date of Government Version: 11/01/2010	Source: EPA
Date Data Arrived at EDR: 11/10/2010	Telephone: 202-566-0500
Date Made Active in Reports: 02/16/2011	Last EDR Contact: 10/19/2011
Number of Days to Update: 98	Next Scheduled EDR Contact: 01/30/2012
	Data Release Frequency: Annually

## GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

### MLTS: Material Licensing Tracking System

MLTS is maintained by the Nuclear Regulatory Commission and contains a list of approximately 8,100 sites which possess or use radioactive materials and which are subject to NRC licensing requirements. To maintain currency, EDR contacts the Agency on a quarterly basis.

Date of Government Version: 06/21/2011	Source: Nuclear Regulatory Commission
Date Data Arrived at EDR: 07/15/2011	Telephone: 301-415-7169
Date Made Active in Reports: 09/13/2011	Last EDR Contact: 12/12/2011
Number of Days to Update: 60	Next Scheduled EDR Contact: 03/26/2012
	Data Release Frequency: Quarterly

### RADINFO: Radiation Information Database

The Radiation Information Database (RADINFO) contains information about facilities that are regulated by U.S. Environmental Protection Agency (EPA) regulations for radiation and radioactivity.

Date of Government Version: 01/11/2011	Source: Environmental Protection Agency
Date Data Arrived at EDR: 01/13/2011	Telephone: 202-343-9775
Date Made Active in Reports: 02/16/2011	Last EDR Contact: 10/13/2011
Number of Days to Update: 34	Next Scheduled EDR Contact: 01/23/2012
	Data Release Frequency: Quarterly

### FINDS: Facility Index System/Facility Registry System

Facility Index System. FINDS contains both facility information and 'pointers' to other sources that contain more detail. EDR includes the following FINDS databases in this report: PCS (Permit Compliance System), AIRS (Aerometric Information Retrieval System), DOCKET (Enforcement Docket used to manage and track information on civil judicial enforcement cases for all environmental statutes), FURS (Federal Underground Injection Control), C-DOCKET (Criminal Docket System used to track criminal enforcement actions for all environmental statutes), FFIS (Federal Facilities Information System), STATE (State Environmental Laws and Statutes), and PADS (PCB Activity Data System).

Date of Government Version: 04/14/2010	Source: EPA
Date Data Arrived at EDR: 04/16/2010	Telephone: (415) 947-8000
Date Made Active in Reports: 05/27/2010	Last EDR Contact: 12/13/2011
Number of Days to Update: 41	Next Scheduled EDR Contact: 03/26/2012
	Data Release Frequency: Quarterly

### RAATS: RCRA Administrative Action Tracking System

RCRA Administration Action Tracking System. RAATS contains records based on enforcement actions issued under RCRA pertaining to major violators and includes administrative and civil actions brought by the EPA. For administration actions after September 30, 1995, data entry in the RAATS database was discontinued. EPA will retain a copy of the database for historical records. It was necessary to terminate RAATS because a decrease in agency resources made it impossible to continue to update the information contained in the database.

Date of Government Version: 04/17/1995	Source: EPA
Date Data Arrived at EDR: 07/03/1995	Telephone: 202-564-4104
Date Made Active in Reports: 08/07/1995	Last EDR Contact: 06/02/2008
Number of Days to Update: 35	Next Scheduled EDR Contact: 09/01/2008
	Data Release Frequency: No Update Planned

### BRS: Biennial Reporting System

The Biennial Reporting System is a national system administered by the EPA that collects data on the generation and management of hazardous waste. BRS captures detailed data from two groups: Large Quantity Generators (LQG) and Treatment, Storage, and Disposal Facilities.

Date of Government Version: 12/31/2009	Source: EPA/NTIS
Date Data Arrived at EDR: 03/01/2011	Telephone: 800-424-9346
Date Made Active in Reports: 05/02/2011	Last EDR Contact: 11/30/2011
Number of Days to Update: 62	Next Scheduled EDR Contact: 03/12/2012
	Data Release Frequency: Biennially



# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

## CA BOND EXP. PLAN: Bond Expenditure Plan

Department of Health Services developed a site-specific expenditure plan as the basis for an appropriation of Hazardous Substance Cleanup Bond Act funds. It is not updated.

Date of Government Version: 01/01/1989  
Date Data Arrived at EDR: 07/27/1994  
Date Made Active in Reports: 08/02/1994  
Number of Days to Update: 6

Source: Department of Health Services  
Telephone: 916-255-2118  
Last EDR Contact: 05/31/1994  
Next Scheduled EDR Contact: N/A  
Data Release Frequency: No Update Planned

## WDS: Waste Discharge System

Sites which have been issued waste discharge requirements.

Date of Government Version: 06/19/2007  
Date Data Arrived at EDR: 06/20/2007  
Date Made Active in Reports: 06/29/2007  
Number of Days to Update: 9

Source: State Water Resources Control Board  
Telephone: 916-341-5227  
Last EDR Contact: 11/28/2011  
Next Scheduled EDR Contact: 03/12/2012  
Data Release Frequency: Quarterly

## NPDES: NPDES Permits Listing

A listing of NPDES permits, including stormwater.

Date of Government Version: 11/21/2011  
Date Data Arrived at EDR: 11/22/2011  
Date Made Active in Reports: 12/13/2011  
Number of Days to Update: 21

Source: State Water Resources Control Board  
Telephone: 916-445-9379  
Last EDR Contact: 11/22/2011  
Next Scheduled EDR Contact: 03/05/2012  
Data Release Frequency: Quarterly

## CORTESE: "Cortese" Hazardous Waste & Substances Sites List

The sites for the list are designated by the State Water Resource Control Board (LUST), the Integrated Waste Board (SWF/LS), and the Department of Toxic Substances Control (Cal-Sites). This listing is no longer updated by the state agency.

Date of Government Version: 11/30/2011  
Date Data Arrived at EDR: 11/30/2011  
Date Made Active in Reports: 12/16/2011  
Number of Days to Update: 16

Source: CAL EPA/Office of Emergency Information  
Telephone: 916-323-3400  
Last EDR Contact: 11/30/2011  
Next Scheduled EDR Contact: 01/16/2012  
Data Release Frequency: Quarterly

## HIST CORTESE: Hazardous Waste & Substance Site List

The sites for the list are designated by the State Water Resource Control Board [LUST], the Integrated Waste Board [SWF/LS], and the Department of Toxic Substances Control [CALSITES].

Date of Government Version: 04/01/2001  
Date Data Arrived at EDR: 01/22/2009  
Date Made Active in Reports: 04/08/2009  
Number of Days to Update: 76

Source: Department of Toxic Substances Control  
Telephone: 916-323-3400  
Last EDR Contact: 01/22/2009  
Next Scheduled EDR Contact: N/A  
Data Release Frequency: No Update Planned

## NOTIFY 65: Proposition 65 Records

Listings of all Proposition 65 incidents reported to counties by the State Water Resources Control Board and the Regional Water Quality Control Board. This database is no longer updated by the reporting agency.

Date of Government Version: 10/21/1993  
Date Data Arrived at EDR: 11/01/1993  
Date Made Active in Reports: 11/19/1993  
Number of Days to Update: 18

Source: State Water Resources Control Board  
Telephone: 916-445-3846  
Last EDR Contact: 12/20/2011  
Next Scheduled EDR Contact: 04/09/2012  
Data Release Frequency: No Update Planned

# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

## DRYCLEANERS: Cleaner Facilities

A list of drycleaner related facilities that have EPA ID numbers. These are facilities with certain SIC codes: power laundries, family and commercial; garment pressing and cleaner's agents; linen supply; coin-operated laundries and cleaning; drycleaning plants, except rugs; carpet and upholster cleaning; industrial launderers; laundry and garment services.

Date of Government Version: 06/28/2011	Source: Department of Toxic Substance Control
Date Data Arrived at EDR: 07/21/2011	Telephone: 916-327-4498
Date Made Active in Reports: 08/11/2011	Last EDR Contact: 12/21/2011
Number of Days to Update: 21	Next Scheduled EDR Contact: 03/26/2012
	Data Release Frequency: Annually

## WIP: Well Investigation Program Case List

Well Investigation Program case in the San Gabriel and San Fernando Valley area.

Date of Government Version: 07/03/2009	Source: Los Angeles Water Quality Control Board
Date Data Arrived at EDR: 07/21/2009	Telephone: 213-576-6726
Date Made Active in Reports: 08/03/2009	Last EDR Contact: 10/03/2011
Number of Days to Update: 13	Next Scheduled EDR Contact: 01/16/2012
	Data Release Frequency: Varies

## ENF: Enforcement Action Listing

A listing of Water Board Enforcement Actions. Formal is everything except Oral/Verbal Communication, Notice of Violation, Expedited Payment Letter, and Staff Enforcement Letter.

Date of Government Version: 08/15/2011	Source: State Water Resources Control Board
Date Data Arrived at EDR: 08/23/2011	Telephone: 916-445-9379
Date Made Active in Reports: 10/03/2011	Last EDR Contact: 11/30/2011
Number of Days to Update: 41	Next Scheduled EDR Contact: 02/13/2012
	Data Release Frequency: Varies

## HAZNET: Facility and Manifest Data

Facility and Manifest Data. The data is extracted from the copies of hazardous waste manifests received each year by the DTSC. The annual volume of manifests is typically 700,000 - 1,000,000 annually, representing approximately 350,000 - 500,000 shipments. Data are from the manifests submitted without correction, and therefore many contain some invalid values for data elements such as generator ID, TSD ID, waste category, and disposal method.

Date of Government Version: 12/31/2010	Source: California Environmental Protection Agency
Date Data Arrived at EDR: 07/19/2011	Telephone: 916-255-1136
Date Made Active in Reports: 08/16/2011	Last EDR Contact: 10/17/2011
Number of Days to Update: 28	Next Scheduled EDR Contact: 01/30/2012
	Data Release Frequency: Annually

## EMI: Emissions Inventory Data

Toxics and criteria pollutant emissions data collected by the ARB and local air pollution agencies.

Date of Government Version: 12/31/2008	Source: California Air Resources Board
Date Data Arrived at EDR: 09/29/2010	Telephone: 916-322-2990
Date Made Active in Reports: 10/18/2010	Last EDR Contact: 09/30/2011
Number of Days to Update: 19	Next Scheduled EDR Contact: 01/09/2012
	Data Release Frequency: Varies

## INDIAN RESERV: Indian Reservations

This map layer portrays Indian administered lands of the United States that have any area equal to or greater than 640 acres.

Date of Government Version: 12/31/2005	Source: USGS
Date Data Arrived at EDR: 12/08/2006	Telephone: 202-208-3710
Date Made Active in Reports: 01/11/2007	Last EDR Contact: 10/20/2011
Number of Days to Update: 34	Next Scheduled EDR Contact: 01/30/2012
	Data Release Frequency: Semi-Annually

## GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

### SCRD DRYCLEANERS: State Coalition for Remediation of Drycleaners Listing

The State Coalition for Remediation of Drycleaners was established in 1998, with support from the U.S. EPA Office of Superfund Remediation and Technology Innovation. It is comprised of representatives of states with established drycleaner remediation programs. Currently the member states are Alabama, Connecticut, Florida, Illinois, Kansas, Minnesota, Missouri, North Carolina, Oregon, South Carolina, Tennessee, Texas, and Wisconsin.

Date of Government Version: 03/07/2011	Source: Environmental Protection Agency
Date Data Arrived at EDR: 03/09/2011	Telephone: 615-532-8599
Date Made Active in Reports: 05/02/2011	Last EDR Contact: 10/24/2011
Number of Days to Update: 54	Next Scheduled EDR Contact: 02/06/2012
	Data Release Frequency: Varies

### PROC: Certified Processors Database

A listing of certified processors.

Date of Government Version: 09/08/2011	Source: Department of Conservation
Date Data Arrived at EDR: 09/20/2011	Telephone: 916-323-3836
Date Made Active in Reports: 10/24/2011	Last EDR Contact: 12/19/2011
Number of Days to Update: 34	Next Scheduled EDR Contact: 04/02/2012
	Data Release Frequency: Quarterly

### MWMP: Medical Waste Management Program Listing

The Medical Waste Management Program (MWMP) ensures the proper handling and disposal of medical waste by permitting and inspecting medical waste Offsite Treatment Facilities (PDF) and Transfer Stations (PDF) throughout the state. MWMP also oversees all Medical Waste Transporters.

Date of Government Version: 09/09/2011	Source: Department of Public Health
Date Data Arrived at EDR: 09/13/2011	Telephone: 916-558-1784
Date Made Active in Reports: 10/10/2011	Last EDR Contact: 12/12/2011
Number of Days to Update: 27	Next Scheduled EDR Contact: 03/26/2012
	Data Release Frequency: Varies

### COAL ASH DOE: Sleam-Electric Plan Operation Data

A listing of power plants that store ash in surface ponds.

Date of Government Version: 12/31/2005	Source: Department of Energy
Date Data Arrived at EDR: 08/07/2009	Telephone: 202-586-8719
Date Made Active in Reports: 10/22/2009	Last EDR Contact: 12/08/2011
Number of Days to Update: 76	Next Scheduled EDR Contact: 01/30/2012
	Data Release Frequency: Varies

### COAL ASH EPA: Coal Combustion Residues Surface Impoundments List

A listing of coal combustion residues surface impoundments with high hazard potential ratings.

Date of Government Version: 08/17/2010	Source: Environmental Protection Agency
Date Data Arrived at EDR: 01/03/2011	Telephone: N/A
Date Made Active in Reports: 03/21/2011	Last EDR Contact: 12/08/2011
Number of Days to Update: 77	Next Scheduled EDR Contact: 03/26/2012
	Data Release Frequency: Varies

### HWT: Registered Hazardous Waste Transporter Database

A listing of hazardous waste transporters. In California, unless specifically exempted, it is unlawful for any person to transport hazardous wastes unless the person holds a valid registration issued by DTSC. A hazardous waste transporter registration is valid for one year and is assigned a unique registration number.

Date of Government Version: 10/20/2011	Source: Department of Toxic Substances Control
Date Data Arrived at EDR: 10/21/2011	Telephone: 916-440-7145
Date Made Active in Reports: 11/08/2011	Last EDR Contact: 10/21/2011
Number of Days to Update: 18	Next Scheduled EDR Contact: 01/30/2012
	Data Release Frequency: Quarterly

# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

## HWP: EnviroStor Permitted Facilities Listing

Detailed information on permitted hazardous waste facilities and corrective action ("cleanups") tracked in EnviroStor.

Date of Government Version: 08/09/2010	Source: Department of Toxic Substances Control
Date Data Arrived at EDR: 08/11/2010	Telephone: 916-323-3400
Date Made Active in Reports: 08/20/2010	Last EDR Contact: 12/02/2011
Number of Days to Update: 9	Next Scheduled EDR Contact: 03/12/2012
	Data Release Frequency: Quarterly

## FINANCIAL ASSURANCE 2: Financial Assurance Information Listing

A listing of financial assurance information for solid waste facilities. Financial assurance is intended to ensure that resources are available to pay for the cost of closure, post-closure care, and corrective measures if the owner or operator of a regulated facility is unable or unwilling to pay.

Date of Government Version: 11/29/2011	Source: California Integrated Waste Management Board
Date Data Arrived at EDR: 11/30/2011	Telephone: 916-341-6066
Date Made Active in Reports: 12/13/2011	Last EDR Contact: 11/21/2011
Number of Days to Update: 13	Next Scheduled EDR Contact: 03/05/2012
	Data Release Frequency: Varies

## FINANCIAL ASSURANCE 1: Financial Assurance Information Listing

Financial Assurance information

Date of Government Version: 03/01/2007	Source: Department of Toxic Substances Control
Date Data Arrived at EDR: 06/01/2007	Telephone: 916-255-3628
Date Made Active in Reports: 06/29/2007	Last EDR Contact: 11/04/2011
Number of Days to Update: 28	Next Scheduled EDR Contact: 02/13/2012
	Data Release Frequency: Varies

## FEDLAND: Federal and Indian Lands

Federally and Indian administrated lands of the United States. Lands included are administrated by: Army Corps of Engineers, Bureau of Reclamation, National Wild and Scenic River, National Wildlife Refuge, Public Domain Land, Wilderness, Wilderness Study Area, Wildlife Management Area, Bureau of Indian Affairs, Bureau of Land Management, Department of Justice, Forest Service, Fish and Wildlife Service, National Park Service.

Date of Government Version: 12/31/2005	Source: U.S. Geological Survey
Date Data Arrived at EDR: 02/06/2006	Telephone: 888-275-8747
Date Made Active in Reports: 01/11/2007	Last EDR Contact: 10/20/2011
Number of Days to Update: 339	Next Scheduled EDR Contact: 01/30/2012
	Data Release Frequency: N/A

## PCB TRANSFORMER: PCB Transformer Registration Database

The database of PCB transformer registrations that includes all PCB registration submittals.

Date of Government Version: 01/01/2008	Source: Environmental Protection Agency
Date Data Arrived at EDR: 02/18/2009	Telephone: 202-566-0517
Date Made Active in Reports: 05/29/2009	Last EDR Contact: 11/04/2011
Number of Days to Update: 100	Next Scheduled EDR Contact: 02/13/2012
	Data Release Frequency: Varies

## EDR PROPRIETARY RECORDS

### *EDR Proprietary Records*

#### Manufactured Gas Plants: EDR Proprietary Manufactured Gas Plants

The EDR Proprietary Manufactured Gas Plant Database includes records of coal gas plants (manufactured gas plants) compiled by EDR's researchers. Manufactured gas sites were used in the United States from the 1800's to 1950's to produce a gas that could be distributed and used as fuel. These plants used whale oil, rosin, coal, or a mixture of coal, oil, and water that also produced a significant amount of waste. Many of the byproducts of the gas production, such as coal tar (oily waste containing volatile and non-volatile chemicals), sludges, oils and other compounds are potentially hazardous to human health and the environment. The byproduct from this process was frequently disposed of directly at the plant site and can remain or spread slowly, serving as a continuous source of soil and groundwater contamination.

# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

Date of Government Version: N/A  
Date Data Arrived at EDR: N/A  
Date Made Active in Reports: N/A  
Number of Days to Update: N/A

Source: EDR, Inc.  
Telephone: N/A  
Last EDR Contact: N/A  
Next Scheduled EDR Contact: N/A  
Data Release Frequency: No Update Planned

## EDR Historical Auto Stations: EDR Proprietary Historic Gas Stations

EDR has searched selected national collections of business directories and has collected listings of potential gas station/filling station/service station sites that were available to EDR researchers. EDR's review was limited to those categories of sources that might, in EDR's opinion, include gas station/filling station/service station establishments. The categories reviewed included, but were not limited to gas, gas station, gasoline station, filling station, auto, automobile repair, auto service station, service station, etc.

Date of Government Version: N/A  
Date Data Arrived at EDR: N/A  
Date Made Active in Reports: N/A  
Number of Days to Update: N/A

Source: EDR, Inc.  
Telephone: N/A  
Last EDR Contact: N/A  
Next Scheduled EDR Contact: N/A  
Data Release Frequency: Varies

## EDR Historical Cleaners: EDR Proprietary Historic Dry Cleaners

EDR has searched selected national collections of business directories and has collected listings of potential dry cleaner sites that were available to EDR researchers. EDR's review was limited to those categories of sources that might, in EDR's opinion, include dry cleaning establishments. The categories reviewed included, but were not limited to dry cleaners, cleaners, laundry, laundromat, cleaning/laundry, wash & dry etc.

Date of Government Version: N/A  
Date Data Arrived at EDR: N/A  
Date Made Active in Reports: N/A  
Number of Days to Update: N/A

Source: EDR, Inc.  
Telephone: N/A  
Last EDR Contact: N/A  
Next Scheduled EDR Contact: N/A  
Data Release Frequency: Varies

## COUNTY RECORDS

### ALAMEDA COUNTY:

#### Contaminated Sites

A listing of contaminated sites overseen by the Toxic Release Program (oil and groundwater contamination from chemical releases and spills) and the Leaking Underground Storage Tank Program (soil and ground water contamination from leaking petroleum USTs).

Date of Government Version: 10/10/2011  
Date Data Arrived at EDR: 10/11/2011  
Date Made Active in Reports: 11/09/2011  
Number of Days to Update: 29

Source: Alameda County Environmental Health Services  
Telephone: 510-567-6700  
Last EDR Contact: 10/03/2011  
Next Scheduled EDR Contact: 01/16/2012  
Data Release Frequency: Semi-Annually

#### Underground Tanks

Underground storage tank sites located in Alameda county.

Date of Government Version: 10/10/2011  
Date Data Arrived at EDR: 10/11/2011  
Date Made Active in Reports: 11/14/2011  
Number of Days to Update: 34

Source: Alameda County Environmental Health Services  
Telephone: 510-567-6700  
Last EDR Contact: 10/03/2011  
Next Scheduled EDR Contact: 01/16/2012  
Data Release Frequency: Semi-Annually

### CONTRA COSTA COUNTY:

# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

## Site List

List includes sites from the underground tank, hazardous waste generator and business plan/2185 programs.

Date of Government Version: 11/28/2011	Source: Contra Costa Health Services Department
Date Data Arrived at EDR: 11/29/2011	Telephone: 925-646-2286
Date Made Active in Reports: 12/13/2011	Last EDR Contact: 11/07/2011
Number of Days to Update: 14	Next Scheduled EDR Contact: 02/20/2012
	Data Release Frequency: Semi-Annually

## KERN COUNTY:

### Underground Storage Tank Sites & Tank Listing Kern County Sites and Tanks Listing.

Date of Government Version: 08/31/2010	Source: Kern County Environment Health Services Department
Date Data Arrived at EDR: 09/01/2010	Telephone: 661-862-8700
Date Made Active in Reports: 09/30/2010	Last EDR Contact: 12/16/2011
Number of Days to Update: 29	Next Scheduled EDR Contact: 02/27/2012
	Data Release Frequency: Quarterly

## LOS ANGELES COUNTY:

### San Gabriel Valley Areas of Concern

San Gabriel Valley areas where VOC contamination is at or above the MCL as designated by region 9 EPA office.

Date of Government Version: 03/30/2009	Source: EPA Region 9
Date Data Arrived at EDR: 03/31/2009	Telephone: 415-972-3178
Date Made Active in Reports: 10/23/2009	Last EDR Contact: 12/20/2011
Number of Days to Update: 206	Next Scheduled EDR Contact: 04/09/2012
	Data Release Frequency: No Update Planned

### HMS: Street Number List

Industrial Waste and Underground Storage Tank Sites.

Date of Government Version: 07/28/2011	Source: Department of Public Works
Date Data Arrived at EDR: 09/13/2011	Telephone: 626-458-3517
Date Made Active in Reports: 10/07/2011	Last EDR Contact: 10/17/2011
Number of Days to Update: 24	Next Scheduled EDR Contact: 01/30/2012
	Data Release Frequency: Semi-Annually

### List of Solid Waste Facilities

Solid Waste Facilities in Los Angeles County.

Date of Government Version: 10/24/2011	Source: La County Department of Public Works
Date Data Arrived at EDR: 10/25/2011	Telephone: 818-458-5185
Date Made Active in Reports: 11/22/2011	Last EDR Contact: 10/25/2011
Number of Days to Update: 28	Next Scheduled EDR Contact: 11/07/2011
	Data Release Frequency: Varies

### City of Los Angeles Landfills

Landfills owned and maintained by the City of Los Angeles.

Date of Government Version: 03/05/2009	Source: Engineering & Construction Division
Date Data Arrived at EDR: 03/10/2009	Telephone: 213-473-7869
Date Made Active in Reports: 04/08/2009	Last EDR Contact: 11/17/2011
Number of Days to Update: 29	Next Scheduled EDR Contact: 03/05/2012
	Data Release Frequency: Varies

# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

## Site Mitigation List

Industrial sites that have had some sort of spill or complaint.

Date of Government Version: 02/09/2011	Source: Community Health Services
Date Data Arrived at EDR: 02/09/2011	Telephone: 323-890-7806
Date Made Active in Reports: 03/04/2011	Last EDR Contact: 10/24/2011
Number of Days to Update: 23	Next Scheduled EDR Contact: 02/06/2012
	Data Release Frequency: Annually

## City of El Segundo Underground Storage Tank

Underground storage tank sites located in El Segundo city.

Date of Government Version: 02/03/2011	Source: City of El Segundo Fire Department
Date Data Arrived at EDR: 02/08/2011	Telephone: 310-524-2236
Date Made Active in Reports: 03/03/2011	Last EDR Contact: 10/24/2011
Number of Days to Update: 23	Next Scheduled EDR Contact: 02/06/2012
	Data Release Frequency: Semi-Annually

## City of Long Beach Underground Storage Tank

Underground storage tank sites located in the city of Long Beach.

Date of Government Version: 03/28/2003	Source: City of Long Beach Fire Department
Date Data Arrived at EDR: 10/23/2003	Telephone: 562-570-2563
Date Made Active in Reports: 11/26/2003	Last EDR Contact: 10/31/2011
Number of Days to Update: 34	Next Scheduled EDR Contact: 02/13/2012
	Data Release Frequency: Annually

## City of Torrance Underground Storage Tank

Underground storage tank sites located in the city of Torrance.

Date of Government Version: 10/17/2011	Source: City of Torrance Fire Department
Date Data Arrived at EDR: 10/19/2011	Telephone: 310-618-2973
Date Made Active in Reports: 11/14/2011	Last EDR Contact: 10/17/2011
Number of Days to Update: 26	Next Scheduled EDR Contact: 01/30/2012
	Data Release Frequency: Semi-Annually

## MARIN COUNTY:

### Underground Storage Tank Sites

Currently permitted USTs in Marin County.

Date of Government Version: 10/17/2011	Source: Public Works Department Waste Management
Date Data Arrived at EDR: 10/25/2011	Telephone: 415-499-6647
Date Made Active in Reports: 11/14/2011	Last EDR Contact: 10/11/2011
Number of Days to Update: 20	Next Scheduled EDR Contact: 01/23/2012
	Data Release Frequency: Semi-Annually

## NAPA COUNTY:

### Sites With Reported Contamination

A listing of leaking underground storage tank sites located in Napa county.

Date of Government Version: 07/09/2008	Source: Napa County Department of Environmental Management
Date Data Arrived at EDR: 07/09/2008	Telephone: 707-253-4269
Date Made Active in Reports: 07/31/2008	Last EDR Contact: 12/05/2011
Number of Days to Update: 22	Next Scheduled EDR Contact: 03/19/2012
	Data Release Frequency: No Update Planned

# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

## Closed and Operating Underground Storage Tank Sites

Underground storage tank sites located in Napa county.

Date of Government Version: 01/15/2008  
Date Data Arrived at EDR: 01/16/2008  
Date Made Active in Reports: 02/08/2008  
Number of Days to Update: 23

Source: Napa County Department of Environmental Management  
Telephone: 707-253-4269  
Last EDR Contact: 12/05/2012  
Next Scheduled EDR Contact: 03/19/2012  
Data Release Frequency: No Update Planned

## ORANGE COUNTY:

### List of Industrial Site Cleanups

Petroleum and non-petroleum spills.

Date of Government Version: 11/01/2011  
Date Data Arrived at EDR: 11/17/2011  
Date Made Active in Reports: 12/13/2011  
Number of Days to Update: 26

Source: Health Care Agency  
Telephone: 714-834-3446  
Last EDR Contact: 11/14/2011  
Next Scheduled EDR Contact: 02/27/2012  
Data Release Frequency: Annually

### List of Underground Storage Tank Cleanups

Orange County Underground Storage Tank Cleanups (LUST).

Date of Government Version: 11/02/2011  
Date Data Arrived at EDR: 11/18/2011  
Date Made Active in Reports: 12/13/2011  
Number of Days to Update: 25

Source: Health Care Agency  
Telephone: 714-834-3446  
Last EDR Contact: 11/14/2011  
Next Scheduled EDR Contact: 02/27/2012  
Data Release Frequency: Quarterly

### List of Underground Storage Tank Facilities

Orange County Underground Storage Tank Facilities (UST).

Date of Government Version: 11/02/2011  
Date Data Arrived at EDR: 11/18/2011  
Date Made Active in Reports: 12/14/2011  
Number of Days to Update: 26

Source: Health Care Agency  
Telephone: 714-834-3446  
Last EDR Contact: 11/14/2011  
Next Scheduled EDR Contact: 02/27/2012  
Data Release Frequency: Quarterly

## PLACER COUNTY:

### Master List of Facilities

List includes aboveground tanks, underground tanks and cleanup sites.

Date of Government Version: 09/12/2011  
Date Data Arrived at EDR: 09/13/2011  
Date Made Active in Reports: 10/18/2011  
Number of Days to Update: 35

Source: Placer County Health and Human Services  
Telephone: 530-889-7312  
Last EDR Contact: 12/09/2011  
Next Scheduled EDR Contact: 03/26/2012  
Data Release Frequency: Semi-Annually

## RIVERSIDE COUNTY:

### Listing of Underground Tank Cleanup Sites

Riverside County Underground Storage Tank Cleanup Sites (LUST).

Date of Government Version: 10/20/2011  
Date Data Arrived at EDR: 10/21/2011  
Date Made Active in Reports: 11/08/2011  
Number of Days to Update: 18

Source: Department of Environmental Health  
Telephone: 951-358-5055  
Last EDR Contact: 12/21/2011  
Next Scheduled EDR Contact: 04/09/2012  
Data Release Frequency: Quarterly



# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

## Underground Storage Tank Tank List

Underground storage tank sites located in Riverside county.

Date of Government Version: 10/20/2011	Source: Department of Environmental Health
Date Data Arrived at EDR: 10/21/2011	Telephone: 951-358-5055
Date Made Active in Reports: 11/14/2011	Last EDR Contact: 12/21/2011
Number of Days to Update: 24	Next Scheduled EDR Contact: 04/26/2012
	Data Release Frequency: Quarterly

## SACRAMENTO COUNTY:

### Toxic Site Clean-Up List

List of sites where unauthorized releases of potentially hazardous materials have occurred.

Date of Government Version: 08/02/2011	Source: Sacramento County Environmental Management
Date Data Arrived at EDR: 10/12/2011	Telephone: 916-875-8406
Date Made Active in Reports: 11/08/2011	Last EDR Contact: 10/07/2011
Number of Days to Update: 27	Next Scheduled EDR Contact: 01/23/2012
	Data Release Frequency: Quarterly

### Master Hazardous Materials Facility List

Any business that has hazardous materials on site - hazardous material storage sites, underground storage tanks, waste generators.

Date of Government Version: 08/02/2011	Source: Sacramento County Environmental Management
Date Data Arrived at EDR: 10/14/2011	Telephone: 916-875-8406
Date Made Active in Reports: 11/08/2011	Last EDR Contact: 10/07/2011
Number of Days to Update: 25	Next Scheduled EDR Contact: 01/23/2012
	Data Release Frequency: Quarterly

## SAN BERNARDINO COUNTY:

### Hazardous Material Permits

This listing includes underground storage tanks, medical waste handlers/generators, hazardous materials handlers, hazardous waste generators, and waste oil generators/handlers.

Date of Government Version: 11/30/2011	Source: San Bernardino County Fire Department Hazardous Materials Division
Date Data Arrived at EDR: 12/01/2011	Telephone: 909-387-3041
Date Made Active in Reports: 12/16/2011	Last EDR Contact: 11/14/2011
Number of Days to Update: 15	Next Scheduled EDR Contact: 02/27/2012
	Data Release Frequency: Quarterly

## SAN DIEGO COUNTY:

### Hazardous Materials Management Division Database

The database includes: HE58 - This report contains the business name, site address, business phone number, establishment 'H' permit number, type of permit, and the business status. HE17 - In addition to providing the same information provided in the HE58 listing, HE17 provides inspection dates, violations received by the establishment, hazardous waste generated, the quantity, method of storage, treatment/disposal of waste and the hauler, and information on underground storage tanks. Unauthorized Release List - Includes a summary of environmental contamination cases in San Diego County (underground tank cases, non-tank cases, groundwater contamination, and soil contamination are included.)

Date of Government Version: 09/09/2010	Source: Hazardous Materials Management Division
Date Data Arrived at EDR: 09/15/2010	Telephone: 619-338-2268
Date Made Active in Reports: 09/29/2010	Last EDR Contact: 12/16/2011
Number of Days to Update: 14	Next Scheduled EDR Contact: 03/26/2012
	Data Release Frequency: Quarterly

# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

## Solid Waste Facilities

San Diego County Solid Waste Facilities.

Date of Government Version: 10/31/2011  
Date Data Arrived at EDR: 11/04/2011  
Date Made Active in Reports: 12/13/2011  
Number of Days to Update: 39

Source: Department of Health Services  
Telephone: 619-338-2209  
Last EDR Contact: 10/31/2011  
Next Scheduled EDR Contact: 02/13/2012  
Data Release Frequency: Varies

## Environmental Case Listing

The listing contains all underground tank release cases and projects pertaining to properties contaminated with hazardous substances that are actively under review by the Site Assessment and Mitigation Program.

Date of Government Version: 03/23/2010  
Date Data Arrived at EDR: 06/15/2010  
Date Made Active in Reports: 07/09/2010  
Number of Days to Update: 24

Source: San Diego County Department of Environmental Health  
Telephone: 619-338-2371  
Last EDR Contact: 12/12/2011  
Next Scheduled EDR Contact: 03/26/2012  
Data Release Frequency: No Update Planned

## SAN FRANCISCO COUNTY:

### Local Oversight Facilities

A listing of leaking underground storage tank sites located in San Francisco county.

Date of Government Version: 09/19/2008  
Date Data Arrived at EDR: 09/19/2008  
Date Made Active in Reports: 09/29/2008  
Number of Days to Update: 10

Source: Department Of Public Health San Francisco County  
Telephone: 415-252-3920  
Last EDR Contact: 11/14/2011  
Next Scheduled EDR Contact: 02/27/2012  
Data Release Frequency: Quarterly

### Underground Storage Tank Information

Underground storage tank sites located in San Francisco county.

Date of Government Version: 11/29/2010  
Date Data Arrived at EDR: 03/10/2011  
Date Made Active in Reports: 03/15/2011  
Number of Days to Update: 5

Source: Department of Public Health  
Telephone: 415-252-3920  
Last EDR Contact: 11/14/2011  
Next Scheduled EDR Contact: 02/27/2012  
Data Release Frequency: Quarterly

## SAN JOAQUIN COUNTY:

### San Joaquin Co. UST

A listing of underground storage tank locations in San Joaquin county.

Date of Government Version: 09/27/2011  
Date Data Arrived at EDR: 09/28/2011  
Date Made Active in Reports: 10/19/2011  
Number of Days to Update: 21

Source: Environmental Health Department  
Telephone: N/A  
Last EDR Contact: 12/21/2011  
Next Scheduled EDR Contact: 04/09/2012  
Data Release Frequency: Semi-Annually

## SAN MATEO COUNTY:

### Business Inventory

List includes Hazardous Materials Business Plan, hazardous waste generators, and underground storage tanks.

Date of Government Version: 10/17/2011  
Date Data Arrived at EDR: 11/29/2011  
Date Made Active in Reports: 12/05/2011  
Number of Days to Update: 6

Source: San Mateo County Environmental Health Services Division  
Telephone: 650-363-1921  
Last EDR Contact: 12/14/2011  
Next Scheduled EDR Contact: 04/02/2012  
Data Release Frequency: Annually

# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

## Fuel Leak List

A listing of leaking underground storage tank sites located in San Mateo county.

Date of Government Version: 09/20/2011	Source: San Mateo County Environmental Health Services Division
Date Data Arrived at EDR: 09/22/2011	Telephone: 650-363-1921
Date Made Active in Reports: 10/24/2011	Last EDR Contact: 12/14/2011
Number of Days to Update: 32	Next Scheduled EDR Contact: 04/02/2012
	Data Release Frequency: Semi-Annually

## SANTA CLARA COUNTY:

### HIST LUST - Fuel Leak Site Activity Report

A listing of open and closed leaking underground storage tanks. This listing is no longer updated by the county. Leaking underground storage tanks are now handled by the Department of Environmental Health.

Date of Government Version: 03/29/2005	Source: Santa Clara Valley Water District
Date Data Arrived at EDR: 03/30/2005	Telephone: 408-265-2600
Date Made Active in Reports: 04/21/2005	Last EDR Contact: 03/23/2009
Number of Days to Update: 22	Next Scheduled EDR Contact: 06/22/2009
	Data Release Frequency: No Update Planned

### LOP Listing

A listing of leaking underground storage tanks located in Santa Clara county.

Date of Government Version: 09/06/2011	Source: Department of Environmental Health
Date Data Arrived at EDR: 09/13/2011	Telephone: 408-918-3417
Date Made Active in Reports: 10/10/2011	Last EDR Contact: 12/05/2011
Number of Days to Update: 27	Next Scheduled EDR Contact: 03/19/2012
	Data Release Frequency: Annually

### Hazardous Material Facilities

Hazardous material facilities, including underground storage tank sites.

Date of Government Version: 09/01/2011	Source: City of San Jose Fire Department
Date Data Arrived at EDR: 09/01/2011	Telephone: 408-535-7694
Date Made Active in Reports: 10/03/2011	Last EDR Contact: 12/12/2011
Number of Days to Update: 32	Next Scheduled EDR Contact: 02/27/2012
	Data Release Frequency: Annually

## SOLANO COUNTY:

### Leaking Underground Storage Tanks

A listing of leaking underground storage tank sites located in Solano county.

Date of Government Version: 09/20/2011	Source: Solano County Department of Environmental Management
Date Data Arrived at EDR: 09/28/2011	Telephone: 707-784-6770
Date Made Active in Reports: 10/25/2011	Last EDR Contact: 12/14/2011
Number of Days to Update: 27	Next Scheduled EDR Contact: 04/02/2012
	Data Release Frequency: Quarterly

### Underground Storage Tanks

Underground storage tank sites located in Solano county.

Date of Government Version: 09/20/2011	Source: Solano County Department of Environmental Management
Date Data Arrived at EDR: 09/28/2011	Telephone: 707-784-6770
Date Made Active in Reports: 10/19/2011	Last EDR Contact: 12/14/2011
Number of Days to Update: 21	Next Scheduled EDR Contact: 04/02/2012
	Data Release Frequency: Quarterly

## SONOMA COUNTY:

# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

## Leaking Underground Storage Tank Sites

A listing of leaking underground storage tank sites located in Sonoma county.

Date of Government Version: 04/05/2011	Source: Department of Health Services
Date Data Arrived at EDR: 04/06/2011	Telephone: 707-565-6565
Date Made Active in Reports: 05/12/2011	Last EDR Contact: 12/27/2011
Number of Days to Update: 36	Next Scheduled EDR Contact: 04/16/2012
	Data Release Frequency: Quarterly

## SUTTER COUNTY:

### Underground Storage Tanks

Underground storage tank sites located in Sutter county.

Date of Government Version: 09/12/2011	Source: Sutter County Department of Agriculture
Date Data Arrived at EDR: 09/13/2011	Telephone: 530-822-7500
Date Made Active in Reports: 10/19/2011	Last EDR Contact: 12/09/2011
Number of Days to Update: 36	Next Scheduled EDR Contact: 03/26/2012
	Data Release Frequency: Semi-Annually

## VENTURA COUNTY:

### Business Plan, Hazardous Waste Producers, and Operating Underground Tanks

The BWT list indicates by site address whether the Environmental Health Division has Business Plan (B), Waste Producer (W), and/or Underground Tank (T) information.

Date of Government Version: 10/27/2011	Source: Ventura County Environmental Health Division
Date Data Arrived at EDR: 11/23/2011	Telephone: 805-654-2813
Date Made Active in Reports: 12/13/2011	Last EDR Contact: 11/17/2011
Number of Days to Update: 20	Next Scheduled EDR Contact: 03/05/2012
	Data Release Frequency: Quarterly

### Inventory of Illegal Abandoned and Inactive Sites

Ventura County Inventory of Closed, Illegal Abandoned, and Inactive Sites.

Date of Government Version: 09/14/2011	Source: Environmental Health Division
Date Data Arrived at EDR: 09/15/2011	Telephone: 805-654-2813
Date Made Active in Reports: 10/24/2011	Last EDR Contact: 11/21/2011
Number of Days to Update: 39	Next Scheduled EDR Contact: 01/23/2012
	Data Release Frequency: Annually

### Listing of Underground Tank Cleanup Sites

Ventura County Underground Storage Tank Cleanup Sites (LUST).

Date of Government Version: 05/29/2008	Source: Environmental Health Division
Date Data Arrived at EDR: 06/24/2008	Telephone: 805-654-2813
Date Made Active in Reports: 07/31/2008	Last EDR Contact: 11/17/2011
Number of Days to Update: 37	Next Scheduled EDR Contact: 03/05/2012
	Data Release Frequency: Quarterly

### Medical Waste Program List

To protect public health and safety and the environment from potential exposure to disease causing agents, the Environmental Health Division Medical Waste Program regulates the generation, handling, storage, treatment and disposal of medical waste throughout the County.

Date of Government Version: 10/27/2011	Source: Ventura County Resource Management Agency
Date Data Arrived at EDR: 11/07/2011	Telephone: 805-654-2813
Date Made Active in Reports: 12/13/2011	Last EDR Contact: 10/31/2011
Number of Days to Update: 36	Next Scheduled EDR Contact: 02/13/2012
	Data Release Frequency: Quarterly

# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

## Underground Tank Closed Sites List

Ventura County Operating Underground Storage Tank Sites (UST)/Underground Tank Closed Sites List.

Date of Government Version: 08/30/2011	Source: Environmental Health Division
Date Data Arrived at EDR: 09/20/2011	Telephone: 805-654-2813
Date Made Active in Reports: 10/19/2011	Last EDR Contact: 12/19/2011
Number of Days to Update: 29	Next Scheduled EDR Contact: 04/02/2012
	Data Release Frequency: Quarterly

## YOLO COUNTY:

### Underground Storage Tank Comprehensive Facility Report

Underground storage tank sites located in Yolo county.

Date of Government Version: 11/15/2011	Source: Yolo County Department of Health
Date Data Arrived at EDR: 11/21/2011	Telephone: 530-666-8646
Date Made Active in Reports: 12/14/2011	Last EDR Contact: 12/21/2011
Number of Days to Update: 23	Next Scheduled EDR Contact: 04/09/2012
	Data Release Frequency: Annually

## OTHER DATABASE(S)

Depending on the geographic area covered by this report, the data provided in these specialty databases may or may not be complete. For example, the existence of wetlands information data in a specific report does not mean that all wetlands in the area covered by the report are included. Moreover, the absence of any reported wetlands information does not necessarily mean that wetlands do not exist in the area covered by the report.

### CT MANIFEST: Hazardous Waste Manifest Data

Facility and manifest data. Manifest is a document that lists and tracks hazardous waste from the generator through transporters to a tsd facility.

Date of Government Version: 11/21/2011	Source: Department of Environmental Protection
Date Data Arrived at EDR: 11/22/2011	Telephone: 860-424-3375
Date Made Active in Reports: 12/22/2011	Last EDR Contact: 11/22/2011
Number of Days to Update: 30	Next Scheduled EDR Contact: 03/05/2012
	Data Release Frequency: Annually

### NJ MANIFEST: Manifest Information

Hazardous waste manifest information.

Date of Government Version: 12/31/2010	Source: Department of Environmental Protection
Date Data Arrived at EDR: 07/20/2011	Telephone: N/A
Date Made Active in Reports: 08/11/2011	Last EDR Contact: 10/18/2011
Number of Days to Update: 22	Next Scheduled EDR Contact: 01/30/2012
	Data Release Frequency: Annually

### NY MANIFEST: Facility and Manifest Data

Manifest is a document that lists and tracks hazardous waste from the generator through transporters to a TSD facility.

Date of Government Version: 11/01/2011	Source: Department of Environmental Conservation
Date Data Arrived at EDR: 11/08/2011	Telephone: 518-402-8651
Date Made Active in Reports: 12/22/2011	Last EDR Contact: 11/08/2011
Number of Days to Update: 44	Next Scheduled EDR Contact: 02/20/2012
	Data Release Frequency: Annually

# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

## PA MANIFEST: Manifest Information

Hazardous waste manifest information.

Date of Government Version: 12/31/2008  
Date Data Arrived at EDR: 12/01/2009  
Date Made Active in Reports: 12/14/2009  
Number of Days to Update: 13

Source: Department of Environmental Protection  
Telephone: 717-783-8990  
Last EDR Contact: 09/26/2011  
Next Scheduled EDR Contact: 01/09/2012  
Data Release Frequency: Annually

## RI MANIFEST: Manifest information

Hazardous waste manifest information

Date of Government Version: 12/31/2010  
Date Data Arrived at EDR: 06/24/2011  
Date Made Active in Reports: 06/30/2011  
Number of Days to Update: 6

Source: Department of Environmental Management  
Telephone: 401-222-2797  
Last EDR Contact: 11/28/2011  
Next Scheduled EDR Contact: 03/12/2012  
Data Release Frequency: Annually

## WI MANIFEST: Manifest Information

Hazardous waste manifest information.

Date of Government Version: 12/31/2010  
Date Data Arrived at EDR: 08/19/2011  
Date Made Active in Reports: 09/15/2011  
Number of Days to Update: 27

Source: Department of Natural Resources  
Telephone: N/A  
Last EDR Contact: 12/19/2011  
Next Scheduled EDR Contact: 04/02/2012  
Data Release Frequency: Annually

Oil/Gas Pipelines: This data was obtained by EDR from the USGS in 1994. It is referred to by USGS as GeoData Digital Line Graphs from 1:100,000-Scale Maps. It was extracted from the transportation category including some oil, but primarily gas pipelines.

## Electric Power Transmission Line Data

Source: Rextag Strategies Corp.

Telephone: (281) 769-2247

U.S. Electric Transmission and Power Plants Systems Digital GIS Data

Sensitive Receptors: There are individuals deemed sensitive receptors due to their fragile immune systems and special sensitivity to environmental discharges. These sensitive receptors typically include the elderly, the sick, and children. While the location of all sensitive receptors cannot be determined, EDR indicates those buildings and facilities - schools, daycares, hospitals, medical centers, and nursing homes - where individuals who are sensitive receptors are likely to be located.

## AHA Hospitals:

Source: American Hospital Association, Inc.

Telephone: 312-280-5991

The database includes a listing of hospitals based on the American Hospital Association's annual survey of hospitals.

## Medical Centers: Provider of Services Listing

Source: Centers for Medicare & Medicaid Services

Telephone: 410-786-3000

A listing of hospitals with Medicare provider number, produced by Centers of Medicare & Medicaid Services, a federal agency within the U.S. Department of Health and Human Services.

## Nursing Homes

Source: National Institutes of Health

Telephone: 301-594-6248

Information on Medicare and Medicaid certified nursing homes in the United States.

## Public Schools

Source: National Center for Education Statistics

Telephone: 202-502-7300

The National Center for Education Statistics' primary database on elementary and secondary public education in the United States. It is a comprehensive, annual, national statistical database of all public elementary and secondary schools and school districts, which contains data that are comparable across all states.

## Private Schools

Source: National Center for Education Statistics

Telephone: 202-502-7300

The National Center for Education Statistics' primary database on private school locations in the United States.

# GOVERNMENT RECORDS SEARCHED / DATA CURRENCY TRACKING

Daycare Centers: Licensed Facilities  
Source: Department of Social Services  
Telephone: 916-657-4041

Flood Zone Data: This data, available in select counties across the country, was obtained by EDR in 2003 & 2011 from the Federal Emergency Management Agency (FEMA). Data depicts 100-year and 500-year flood zones as defined by FEMA.

NWI: National Wetlands Inventory. This data, available in select counties across the country, was obtained by EDR in 2002 and 2005 from the U.S. Fish and Wildlife Service.

Scanned Digital USGS 7.5' Topographic Map (DRG)

Source: United States Geologic Survey

A digital raster graphic (DRG) is a scanned image of a U.S. Geological Survey topographic map. The map images are made by scanning published paper maps on high-resolution scanners. The raster image is georeferenced and fit to the Universal Transverse Mercator (UTM) projection.

## **STREET AND ADDRESS INFORMATION**

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## APPENDIX D: QUALIFICATIONS

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Sau San, REA  
Project Staff



***Education***

Bachelor of Science, Environmental Horticulture and Urban Forestry, Emphasis on Restoration and Biodiversity  
University of California, Davis

***Registrations***

Registered Environmental Assessor (REA I #30062) – California  
EPA Accredited Asbestos Inspector  
ASTM Property Condition Assessment Course

***Summary of Professional Experience***

Ms. San has 10 years of experience in the environmental consulting industry. She has significant experience in due diligence assessments for a variety of property types and the needs and requirements of varied number of reporting standards, including ASTM standards, EPA’s All Appropriate Inquiry (AAI), and customized client formats and scopes. Specifically, Ms. San has performed Phase I Environmental Site Assessments (ESAs), Limited Environmental Site Assessments (LESAs), Environmental Transaction Screens (ETSs), Database Reviews, Property Condition Assessments (PCAs), Records Search & Risk Assessments (RSRAs), and Radon Studies. In addition, Ms. San has assisted in training of personnel, report reviews, and limited Phase II Site Assessments.

Ms. San is familiar with all aspects of due diligence property assessments. She has completed hundreds of Phase I Environmental Assessments, Environmental Transaction Screens, and other related environmental assessments for sites including multi-family residences, offices, retail shopping centers, gas stations, auto repair facilities, hotels, agricultural land, and industrial/manufacturing facilities.

***Professional Experience***

Ms. San served as a senior project manager on hundreds of sites involved in the sale, transfer, and/or redevelopment projects including the following:

- Ms. San completed an environmental assessment for a former steel conduit manufacturing facility which operated from the 1960s to the 1990s. Onsite operations consisted of hot-dip zinc galvanizing, electrolytic galvanizing, and zinc wastewater treatment. These operations lead to extensive soil and groundwater contamination and subsequent remediation, which were regulated by the Department of Toxic Substances Control (DTSC), Regional Water Quality Control Board (RWQCB), and Contra Costa County Health Services Department (CCCHSD). After numerous soil sampling, remediation, and groundwater monitoring events, Ms. San completed an environmental assessment for the purchase of the property.
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- Ms. San completed an environmental assessment for a former glass manufacturing facility which operated from the 1940s to the 1990s. Environmental concerns associated with the former glass manufacturing facility included a metal and petroleum impacted landfill, petroleum hydrocarbons associated with oil/water separators and fuel storage tanks, and heavy petroleum hydrocarbons with limited impacts by arsenic and lead. These concerns lead to extensive soil and groundwater contamination and subsequent remediation, which were regulated by the Regional Water Quality Control Board (RWQCB) and Contra Costa County Health Services Department (CCCHSD), and portions were ultimately managed in place and the property was sold with a deed restriction in place. After numerous soil sampling, remediation, and groundwater monitoring events, Ms. San completed an environmental assessment for the purchase of the property.
- Ms. San completed environmental assessments for a portfolio of five power plants operated by GWF Energy LLC, which has been in operation since the late 1980s and early 1990s. Ms. San completed five environmental assessments. Onsite operations include the combustion of petroleum coke, a byproduct of the petroleum refining process. Environmental concerns associated with the power plants included petroleum impacts associated with the generator facility and storm water ponds. This site is currently under a regulatory monitoring program.

Ms. San has technical experience working for a diverse group of clients including national and regional lenders, investors, equity stakeholders, and property owners, including:

- California Bank & Trust
- Wells Fargo Bank
- Bay Area Development Company
- United Commercial Bank
- East West Bank
- Citibank
- Mechanics Bank
- US Bank
- California Bank of Commerce
- Cathay Bank
- Bank of the West
- Fremont Bank

Finally, Ms. San's diversity of experience across residential, industrial, and commercial environments is a major contribution to Partner Engineering and Science's Associate team in the West region of the United States.

Rachel M. Herrera, REA  
Project Manager



***Education***

B.S Health Science, California State University, San Bernardino  
Emphasis in Environmental Health

***Registrations***

California Registered Environmental Assessor (REA I-30272)  
EPA Accredited Asbestos Inspector

***Summary of Professional Experience***

Ms. Herrera has over five years experience in the environmental service industry. Ms. Herrera's background in environmental science and direct experience in environmental consulting allow her to offer the most effective means of regulatory compliance.

Ms. Herrera has project experience in Phase I Environmental Site Assessments (ESAs), Environmental Transaction Screens, radon screening, asbestos inspections, and lead-based paint inspections. Ms. Herrera is familiar with all aspects of due diligence property assessments and the needs and requirements of a varied number of reporting standards, including the new standard ASTM E1527-05, EPA's All Appropriate Inquiry (AAI), Fannie Mae DUS, Freddie Mac, HUD, and customized client formats.

Ms. Herrera has performed and completed over 1,000 Phase I Environmental Site Assessments and Environmental Transaction Screens for clients. As a senior member of the Due Diligence staff, Ms. Herrera provides senior review experience to ensure ASTM compliance and satisfaction of client requirements for Phase I Environmental Site Assessments.

Project experience for Ms. Herrera includes:

- Completed hundreds of Phase I Environmental Site Assessments and Environmental Transaction Screens on multi-family properties, commercial office buildings, retail shopping centers, gasoline service stations, hotels, dry cleaning plants, auto repair and auto body shops, industrial warehouse buildings, aerospace manufacturers, plating facilities, and various manufacturing operations throughout the U.S.
  - Reviewed and evaluated hundreds of third-party Phase I and Phase II reports
  - Perform environmental due diligence of a portfolio of residential property acquisitions for the City of Ontario, California
  - Conducted radon testing at several residential properties throughout Southern California
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- Perform environmental due diligence and conduct asbestos and lead based paint sampling of a portfolio of financial institutions throughout Southern California.
- Conducted asbestos and lead-based paint inspections of commercial and residential properties
- Facilitate in training of in house staff on projects

Ms. Herrera has technical experience working for the following financial institutions:

- JP Morgan Chase
- Wells Fargo Bank
- Citibank, North America
- Union Bank of California
- City National Bank
- NorthMarq Capital
- Morgan Stanley Mortgage Capital, Inc.
- East West Bank
- United Commercial Bank
- Berkadia Commercial Mortgage
- AmeriSphere Multifamily Finance, LLC
- California Bank & Trust

Summer Gell  
Principal



***Education***

B.S. in Environmental Health, *Cum Laude* Western Carolina University

***Registrations***

North Carolina-Licensed Asbestos Inspector (No. 11425)

South Carolina-Licensed Asbestos Inspector (No. 22156)

AHERA Certified Asbestos Building Inspector

OSHA 40-hour Hazardous Materials Safety Certification

OSHA 8-hour HAZWOPER Annual Refresher

***Summary of Professional Experience***

Mrs. Gell has over 15 years of experience in the real estate due diligence field. She has a strong background in providing environmental due diligence for debt and equity transactions, as well as the performance of Phase I environmental site assessments, Phase II subsurface investigations, soil and groundwater remediation, National Environmental Policy Act (NEPA) Reviews and Environmental Assessments, regulatory compliance audits, asbestos surveys, lead-based paint surveys, mold assessments, and indoor air quality studies. She also has extensive portfolio management experience throughout the United States.

Mrs. Gell currently serves as a National Client Manager for Partner Engineering and Science, providing solutions to clients' due diligence and engineering needs. She is responsible for ensuring consistency, quality, and on-time delivery of due diligence and engineering services provided by Partner. Current day-to-day responsibilities include project oversight, staff supervision, report review, and client management.

Mrs. Gell has been personally involved in the details of thousands of real estate transactions for various client types and therefore understands the specific needs and scopes of work required for the different parties involved in the transaction. Mrs. Gell has served as an environmental scientist, project manager, or senior author for projects associated with over 5,000 real estate transactions. Mrs. Gell is familiar with the due diligence requirements of a varied number of reporting standards, including ASTM E1527-05, EPA's All Appropriate Inquiry (AAI), Fannie Mae DUS, Freddie Mac, HUD, and Federal Communications Commission (FCC) 47 CFR Part 1. She also has experience with fulfilling numerous customized client scopes of work.

Previously, Mrs. Gell was a client manager for a Fortune 500 company and was responsible for managing due diligence projects throughout the United States. Mrs. Gell was also responsible for developing report templates to meet the Phase I ESA requirements of Freddie Mac and Fannie Mae's small loan program. Her primary clientele focus included real estate investors, DUS lenders, CMBS lenders, insurance lenders, and real estate equity funds.

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Mrs. Gell was also the Geoscience Group Manager for an international engineering firm, where she was responsible for business development for due diligence services within North Carolina and South Carolina, staff management, and QA/QC review of all Phase I ESAs, asbestos surveys, and Industrial Hygiene-related reports. In addition, Mrs. Gell was the project manager on multiple Phase II assessments and remedial investigations with cleanups under various regulatory programs for former textile mills, drycleaners, and Brownfields sites located in the southeastern United States.

Prior to being promoted to Geoscience Group Manager, Mrs. Gell was responsible for managing and completing environmental site assessments, and soil and groundwater contamination assessments associated with USTs, drycleaners, and former industrial properties. She was also responsible for conducting asbestos, lead-based paint, and mold surveys, and the oversight of subsequent abatement projects. She also performed regulatory compliance audits and indoor air quality assessments to evaluate potential worker exposure issues.

For a national geoscience company, Mrs. Gell served as a staff environmental scientist and conducted soil and groundwater assessments at multiple petroleum retail sites located throughout Florida.

Some relevant project experience includes:

- Performed, managed, or reviewed due diligence projects associated with more than 5,000 real estate transactions on multi-family properties, agricultural properties, commercial office buildings, retail shopping centers, gasoline service stations, medical and hospitality properties, dry cleaning plants, auto repair shops, industrial properties, and various manufacturing operations throughout the United States.
- Managed a portfolio of Phase I ESAs for over 200 gas stations located in Texas and Utah.
- Managed and served as a team leader for a Phase I and Phase II assessment of five housing areas associated with the Marine Corps Air Station and Parris Island Recruit Depot in Beaufort, South Carolina. Scope of Services included asbestos sampling, lead based paint sampling, mold investigation of housing areas, geophysical surveys for USTs and possible land fill area, and soil and groundwater assessment.
- Managed and performed indoor air monitoring project of a former industrial facility located in Orlando, Florida. Air monitoring parameters consisted of VOCs, formaldehyde, carbon monoxide, carbon dioxide, environmental bacteria, fungi, radon, and lead. Provided expert witness testimony for workers compensation claims filed against the existing property owner.
- Completed UST Closure Reports, Limited Site Assessments, Soil Assessment Reports, Soil Closure Reports, and Corrective Action Plans for submittal to North Carolina Department of Environment and Natural Resources for UST sites owned by various industrial and government entities.
- Completed Tier I, Tier II, and Corrective Action reports for submittal to South Carolina Department of Health and Environmental Control (SCDHEC) for UST sites owned by various developers and industrial entities.

- Conducted soil and groundwater assessments at multiple petroleum retail sites located throughout Florida. Activities included field oversight of groundwater monitoring well installation using mud-rotary, air-rotary, and hollow-stem augers; soil and groundwater sampling; receptor surveys; and elevation surveys of installed monitoring wells and soil borings. Prepared Contamination Assessment Reports (CARs) documenting field assessment activities and evaluation of laboratory analytical results for submittal to the Florida Department of Environmental Protection (FDEP).
- Field Team Leader for Phase I ESAs and subsequent Phase II investigations conducted of multiple closed furniture manufacturing sites located in North Carolina and South Carolina as part of a joint venture between an international engineering firm and a Brownfields investment company.

***Publications***

[Going through a Phase? All About Fannie Mae and Freddie Mac Due Diligence, Scotsman Guide, April 2009](#)